

FILED

FEB 03 2016

1 THE STATE BAR OF CALIFORNIA
2 OFFICE OF PROBATION
3 TERRIE GOLDADE, No. 155348
4 SUPERVISING ATTORNEY
845 South Figueroa Street
Los Angeles, California 90017-2515
Telephone: (213) 765-1000

STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO



7
8 STATE BAR COURT
9 HEARING DEPARTMENT - SAN FRANCISCO

10 In the Matter of:) Case No. 16-PM-10615
11)
12 TARA JANE ARNOLD,) MOTION TO REVOKE PROBATION;
13 No. 172917,) MEMORANDUM OF POINTS AND
14) AUTHORITIES; DECLARATION OF
A Member of the State Bar) MARICRUZ FARFAN; EXHIBITS 1
15) THROUGH 3; PROBATION REVOCATION
RESPONSE FORM [Rule 5.310 et seq., Rules
of Procedure of the State Bar]

16 **TO: The State Bar Court and Tara Jane Arnold, Respondent:**

17 **PLEASE TAKE NOTICE THAT** the State Bar of California, Office of Probation,
18 hereby moves pursuant to Rules of Procedure of the State Bar of California, rules 5.310, et seq.,
19 to revoke the probation imposed upon Tara Jane Arnold ("Respondent") in prior disciplinary
20 case nos. 97-C-14742, 13-C-16243, and 13-C-16790 and to impose upon Respondent the entire
21 period of suspension of two years previously stayed by order no. S225296 of the Supreme Court
22 filed on May 26, 2015. The State Bar requests that Respondent remain on actual suspension and
23 until Respondent complies with Standard 1.2(c)(1), Attorney Standards for Attorney Sanctions
24 for Professional Misconduct. The State Bar further requests that Respondent be ordered to
25 comply with rule 9.20, California Rules of Court, and that Respondent be placed on involuntary
26 inactive enrollment pursuant to Business and Professions Code section 6007(d).

27 This motion is based upon the factual allegations that Respondent has violated the terms
28 of probation imposed on Respondent by the aforementioned order as follows:

1 1. As a condition of probation, Respondent was ordered to comply with the State
2 Bar Act and Rules of Professional Conduct and to report such compliance to the Office of
3 Probation under penalty of perjury each January 10, April 10, July 10, and October 10
4 (“quarterly reports”). Respondent has not complied in that she has failed to file her first two
5 quarterly reports, which were due October 10, 2015 and January 10, 2016.

6 2. As a condition of probation, Respondent was ordered to comply with all
7 conditions imposed in her underlying criminal matter and declare such under penalty of perjury
8 in conjunction with any quarterly report to be filed with the Office of Probation (“UCM report”).
9 Respondent has not complied in that she has failed to file her first two UCM reports, which were
10 due October 10, 2015 and January 10, 2016.

11 3. As set forth on page 10 of her stipulation, as a condition of probation, Respondent
12 was ordered to attend Alcoholics Anonymous (“AA”) meetings at least twice per week (at least 8
13 times per month) for two years from the effective date of her discipline. Respondent was
14 ordered to provide satisfactory proof to the Office of Probation of her attendance with each
15 quarterly report.¹ Respondent has not complied in that she, at no time, provided proof of
16 attendance at any AA meetings during August and through December 2015.

17 4. As set forth on page 10 of her stipulation, as a condition of probation, Respondent
18 was ordered to abstain from alcohol and illegal drugs and to undergo random urinalysis testing to
19 complement abstinence. As set forth on page 13 of her stipulation, as conditions of probation,
20 Respondent was required to deliver urine and/or blood sample(s) for additional reports no later
21 than six hours after actual notice from the Office of Probation. Also as set forth on page 13 of
22 her stipulation, Respondent was to furnish to a laboratory blood and/or urine samples as required
23 to show she abstained from alcohol and/or drugs. She was to cause the laboratory to provide to
24 the Office of Probation, at her expense, a screening report on or before the tenth day of each
25 month. Respondent has not complied as follows:

26
27 ¹ Page 13 of Respondent’s stipulation requires Respondent to attend at least 8 AA meetings
28 per month (no weekly requirement is specified) and for the Respondent to provide satisfactory
proof of attendance on or before the tenth of the following month.

Monthly Report Due	Report Filed	Comments
7/10/15	7/14/15	Late
8/10/15	8/6 & 13 ² /15	Tested positive for EtG/EtS (alcohol)
9/10/15		Not filed
10/10/15		Not filed
11/10/15		Not filed
12/10/15		Not filed
1/10/16		Not filed

On August 17, 2015, the Office of Probation contacted Respondent regarding her positive test for EtG/EtS and told her that if she disputed the results she could contact the Medical Review Officer ("MRO") at FirstLab. If the MRO then determined that the results were valid (or if the MRO was not contacted), Respondent would be in violation of her Supreme Court Order and she might face a non-compliance referral, which could result in additional discipline with attendant costs. Respondent did not contact FirstLab's MRO.

5. As a condition of probation, Respondent was ordered to obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at her expense a minimum of four times per month and furnish evidence that she was so complying with each quarterly report ("medical reports"). Respondent has not complied because she has not provided any evidence that she has obtained such help and she has failed to file her first two medical reports, which were due October 10, 2015 and January 10, 2016.

This motion is also based on the attached Memorandum of Points and Authorities, the attached Declaration of Maricruz Farfan, the attached exhibits, and all documents on file with the court in this matter.

In accordance with rules 5.314(A) and 5.314(E) of the Rules of Procedure of the State Bar of California, the Office of Probation requests that a hearing be held unless the Court, based upon this motion and any response, determines that imposition of the discipline as requested above is warranted.

² Because of FirstLab's error regarding 10-panel test, the Office of Probation did not consider the August 13, 2015 results as late.

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NOTICE – FAILURE TO RESPOND

YOUR FAILURE TO FILE A RESPONSE WITHIN TWENTY (20) DAYS OF SERVICE OF THIS MOTION WILL CONSTITUTE AN ADMISSION OF THE FACTUAL ALLEGATIONS CONTAINED IN THIS MOTION AND MAY RESULT IN THE IMPOSITION OF ACTUAL SUSPENSION PURSUANT TO THE UNDERLYING DISCIPLINARY ORDER. ALSO, FAILURE TO REQUEST A HEARING WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO A HEARING. SEE RULE 5.314(B) OF THE RULES OF PROCEDURE OF THE STATE BAR.

NOTICE – INACTIVE ENROLLMENT

YOU ARE HEREBY NOTIFIED THAT, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(d), IF THE STATE BAR COURT RECOMMENDS ACTUAL SUSPENSION ON ACCOUNT OF A PROBATION VIOLATION OR OTHER DISCIPLINARY MATTER, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE STATE BAR COURT. SEE RULE 5.315, RULES OF PROCEDURE OF THE STATE BAR.

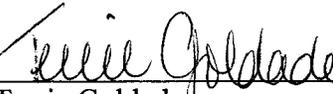
NOTICE – COST ASSESSMENT

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10. SEE RULE 5.129, ET SEQ., RULES OF PROCEDURE OF THE STATE BAR.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF PROBATION

DATED: February 2, 2016

By: 
Terrie Goldade
Supervising Attorney

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 I. RESPONDENT HAS NOT COMPLIED WITH THE TERMS OF PROBATION, AND
3 PROBATION SHOULD BE REVOKED.

4 By order filed May 26, 2015, the Supreme Court imposed discipline on Respondent in
5 case no. S225296. The Supreme Court suspended Respondent for two years but stayed the
6 execution of the suspension on the condition that Respondent comply with all terms of probation.

7 As terms of probation, Respondent was ordered as follows:

8 1. comply with the State Bar Act and Rules of Professional Conduct and to report such
9 compliance to the Office of Probation under penalty of perjury each January 10, April 10,
10 July 10, and October 10 ("quarterly reports"). Respondent has not complied in that she
11 has failed to file her first two quarterly reports, which were due October 10, 2015 and
12 January 10, 2016.

13 2. comply with all conditions imposed in her underlying criminal matter and declare
14 such under penalty of perjury in conjunction with any quarterly report to be filed with the
15 Office of Probation ("UCM report"). Respondent has not complied in that she has failed
16 to file her first two UCM reports, which were due October 10, 2015 and January 10,
17 2016.

18 3. attend Alcoholics Anonymous ("AA") meetings at least twice per week (at least 8
19 times per month) for two years from the effective date of her discipline. Respondent was
20 ordered to provide satisfactory proof to the Office of Probation of her attendance with
21 each quarterly report.³ Respondent has not complied in that she, at no time, provided
22 proof of attendance at any AA meetings during August and through December 2015.

23 4. as set forth on page 10 of her stipulation, as a condition of probation, Respondent was
24 ordered to abstain from alcohol and illegal drugs and to undergo random urinalysis
25 testing to complement abstinence. As set forth on page 13 of her stipulation, as
26

27 ³ Page 13 of Respondent's stipulation requires Respondent to attend at least 8 AA meetings
28 per month (no weekly requirement is specified) and for the Respondent to provide satisfactory
proof of attendance on or before the tenth of the following month.

1 conditions of probation, Respondent was required to deliver urine and/or blood sample(s)
2 for additional reports no later than six hours after actual notice from the Office of
3 Probation. Also as set forth on page 13 of her stipulation, Respondent was to furnish to a
4 laboratory blood and/or urine samples as required to show she abstained from alcohol
5 and/or drugs. She was to cause the laboratory to provide to the Office of Probation, at
6 her expense, a screening report on or before the tenth day of each month. Respondent has
7 not complied as follows:

Monthly Report Due	Report Filed	Comments
7/10/15	7/14/15	Late
8/10/15	8/6 & 13 ⁴ /15	Tested positive for EtG/EtS (alcohol)
9/10/15		Not filed
10/10/15		Not filed
11/10/15		Not filed
12/10/15		Not filed
1/10/16		Not filed

13 On August 17, 2015, the Office of Probation contacted Respondent regarding her
14 positive test for EtG/EtS and told her that if she disputed the results she could contact the
15 Medical Review Officer ("MRO") at FirstLab. If the MRO then determined that the
16 results were valid (or if the MRO was not contacted), Respondent would be in violation
17 of her Supreme Court Order and she might face a non-compliance referral, which could
18 result in additional discipline with attendant costs. Respondent did not contact FirstLab's
19 MRO.

20 5. obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist,
21 psychologist, or clinical social worker at her expense a minimum of four times per month
22 and furnish evidence that she was so complying with each quarterly report ("medical
23 reports"). Respondent has not complied because she has not provided any evidence that
24 she has obtained such help and she has failed to file her first two medical reports, which
25 were due October 10, 2015 and January 10, 2016.

26 Consequently, the State Bar Court should recommend revocation of Respondent's probation.

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28 ⁴ Because of FirstLab's error regarding 10-panel test, the Office of Probation did not
consider the August 13, 2015 results as late.

1 Attached hereto as Exhibit 1 is a certified copy of Respondent's registration card and
2 Respondent's membership records address history with the State Bar of California. Exhibit 1
3 will be offered as evidence based upon the certification of Membership Records and
4 Certification to show that Respondent was properly served in this proceeding.

5 A. Respondent Was Served With The Supreme Court Order.

6 It is presumed that Respondent was served with the disciplinary order of the Supreme
7 Court imposing a period of probation. The clerks of the reviewing courts have a duty to transmit
8 a copy of all decisions of those courts to the parties. (California Rules of Court, rule 8.532(a).)
9 Pursuant to Evidence Code section 664, there is a rebuttable presumption that such official duties
10 have been regularly performed. Therefore, absent any evidence to the contrary, it is presumed
11 that the Supreme Court clerk has complied with the duty to transmit to Respondent a copy of the
12 order placing Respondent on probation. (*In re Linda D.* (1970) 3 Cal.App. 3d 567; *People v.*
13 *Smith* (1965) 234 Cal.App. 2d 407; *Fischer v. Lukens* (1919) 41 Cal.App. 358.)

14 B. Respondent's Violation of Probation Was Willful

15 Violation of a condition of probation must be willful to warrant discipline. (*In the Matter*
16 *of Potack* (1991 Review Dept.) 1 Cal. State Bar Ct. Rptr. 525.) A willful failure is demonstrated
17 by a general purpose or willingness to permit the omission and can be proven by direct or
18 circumstantial evidence. (*Durbin v. State Bar* (1979) 23 Cal. 3d 461; *Zitny v. State Bar* (1966)
19 64 Cal. 2d 787.) It does not require bad faith.

20 The burden of proof in a probation revocation proceeding is the preponderance of the
21 evidence. (Rule 5.311, Rules of Procedure.) For purposes of determining culpability, it is
22 misguided to distinguish between "substantial" and "insubstantial" or "technical" violations of
23 probation conditions. (*In the Matter of Potack*, supra.) Respondent's failure to comply with
24 probation demonstrates a lack of concern about professional responsibilities, and therefore,
25 probation should be revoked.

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1 II. RESPONDENT'S VIOLATION OF PROBATION WARRANTS THE IMPOSITION
2 OF THE FULL STAYED SUSPENSION.

3 In a probation revocation proceeding, the hearing judge may recommend actual
4 suspension up to the entire period of stayed suspension. (Rule 5.312, Rules of Procedure.) In
5 this case, the Supreme Court imposed a stayed suspension of two years. Based upon the
6 violations of probation, the hearing judge should now recommend that Respondent be actually
7 suspended for the full period of stayed suspension. Respondent should remain suspended and
8 until Respondent complies with Standard 1.2(c)(1), Attorney Standards for Attorney Sanctions
9 for Professional Misconduct. (*In the Matter of Luis* (Review Dept. 2004) 4 Cal. State Bar Ct.
10 Rptr. 737.)

11 III. UPON FINDING OF VIOLATION OF PROBATION, THE COURT MAY ORDER A
12 RESPONDENT PLACED ON INACTIVE STATUS.

13 In a probation revocation proceeding, the hearing judge may order the involuntary
14 inactive enrollment of a Respondent upon a finding that each of the elements of Business and
15 Professions Code section 6007(d) have occurred. (Rule 5.315, Rules of Procedure.) Those
16 elements have occurred where the Respondent is under an order of stayed suspension with a
17 period of probation and has violated that probation and where the hearing judge recommends a
18 period of actual suspension. (Business and Professions Code, section 6007(d)(1).) See *In the*
19 *Matter of Tiernan* (Review Dept. 1996) 3 Cal. State Bar Ct. Rptr. 523, 531-532. The order
20 enrolling a respondent inactive shall be effective upon service unless otherwise ordered by the
21 judge. (Rule 5.315, Rules of Procedure.)

22 CONCLUSION

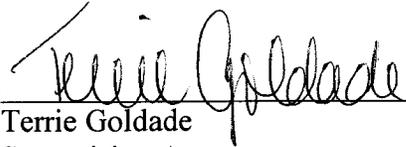
23 The Supreme Court has stayed Respondent's suspension and placed her on probation, and
24 Respondent has violated that probation. The State Bar requests that the hearing judge
25 recommend revocation of Respondent's probation and the imposition of two years of actual
26 suspension. Respondent should remain suspended and until Respondent complies with Standard
27 1.2(c)(1), Attorney Standards for Attorney Sanctions for Professional Misconduct. Furthermore,
28 the hearing judge should order Respondent placed on involuntary inactive enrollment until the

1 suspension is effective and order Respondent to comply with Rule 9.20, California Rules of
2 Court.

3 Respectfully submitted,

4 THE STATE BAR OF CALIFORNIA
5 OFFICE OF PROBATION

6
7 DATED: February 2, 2016

8 By: 
9 Terrie Goldade
10 Supervising Attorney
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1 7. A review of the probation file on Respondent reflects that a disciplinary order
2 imposing probation is contained therein. A certified copy of said order, filed on May 26, 2015,
3 is attached hereto and incorporated by reference as Exhibit 2. A certified copy of the stipulation
4 filed February 3, 2015 is also included within Exhibit 2 for the Court's convenience. Pursuant to
5 said order, the terms and conditions of probation imposed on Respondent include the following:

6 a. comply with the State Bar Act and Rules of Professional Conduct and to report
7 such compliance to the Office of Probation under penalty of perjury each January 10,
8 April 10, July 10, and October 10 ("quarterly reports"). Respondent has not complied in
9 that she has failed to file her first two quarterly reports, which were due October 10, 2015
10 and January 10, 2016.

11 b. comply with all conditions imposed in her underlying criminal matter and
12 declare such under penalty of perjury in conjunction with any quarterly report to be filed
13 with the Office of Probation ("UCM report"). Respondent has not complied in that she
14 has failed to file her first two UCM reports, which were due October 10, 2015 and
15 January 10, 2016.

16 c. attend Alcoholics Anonymous ("AA") meetings at least twice per week (at
17 least 8 times per month) for two years from the effective date of her discipline.
18 Respondent was ordered to provide satisfactory proof to the Office of Probation of her
19 attendance with each quarterly report.⁵ Respondent has not complied in that she, at no
20 time, provided proof of attendance at any AA meetings during August and through
21 December 2015.

22 d. as set forth on page 10 of her stipulation, as a condition of probation,
23 Respondent was ordered to abstain from alcohol and illegal drugs and to undergo random
24 urinalysis testing to complement abstinence. As set forth on page 13 of her stipulation, as
25 conditions of probation, Respondent was required to deliver urine and/or blood sample(s)
26

27 ⁵ Page 13 of Respondent's stipulation requires Respondent to attend at least 8 AA meetings
28 proof of attendance on or before the tenth of the following month.

1 for additional reports no later than six hours after actual notice from the Office of
2 Probation. Also as set forth on page 13 of her stipulation, Respondent was to furnish to a
3 laboratory blood and/or urine samples as required to show she abstained from alcohol
4 and/or drugs. She was to cause the laboratory to provide to the Office of Probation, at
5 her expense, a screening report on or before the tenth day of each month. Respondent has
6 not complied as follows:

Monthly Report Due	Report Filed	Comments
7/10/15	7/14/15	Late
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9/10/15		Not filed
10/10/15		Not filed
11/10/15		Not filed
12/10/15		Not filed
1/10/16		Not filed

12 On August 17, 2015, the Office of Probation contacted Respondent regarding her
13 positive test for EtG/EtS and told her that if she disputed the results she could contact the
14 Medical Review Officer ("MRO") at FirstLab. If the MRO then determined that the
15 results were valid (or if the MRO was not contacted), Respondent would be in violation
16 of her Supreme Court Order and she might face a non-compliance referral, which could
17 result in additional discipline with attendant costs. Respondent did not contact FirstLab's
18 MRO.

19 e. obtain psychiatric or psychological help/treatment from a duly licensed
20 psychiatrist, psychologist, or clinical social worker at her expense a minimum of four
21 times per month and furnish evidence that she was so complying with each quarterly
22 report ("medical reports"). Respondent has not complied because she has not provided
23 any evidence that she has obtained such help and she has failed to file her first two
24 medical reports, which were due October 10, 2015 and January 10, 2016.

25 8. As Custodian of Records, I have reviewed the entire contents of the probation file
26 on Respondent which reflects that the relevant portions of the disciplinary orders imposing

27 _____
28 ⁶ Because of FirstLab's error regarding 10-panel test, the Office of Probation did not
consider the August 13, 2015 results as late.

1 probation and a letter confirming the terms and conditions of probation, including suspension,
2 were provided to the Respondent on June 29, 2015.

3 9. The following documents, attached hereto and incorporated by reference
4 collectively as Exhibit 3, are contained in the Office of Probation file maintained on respondent:

- 5 a. Courtesy reminder letter mailed to Respondent on June 29, 2015 outlining the
6 terms and conditions of her probation and enclosing informational documents,
7 including, but not limited to, quarterly reporting instructions and courtesy
8 quarterly report form, mental health report form, and self-help group
9 meetings attendance log, etc.
- 10 b. June 29, 2015 email to Respondent attaching courtesy reminder letter mailed
11 to Respondent on June 29, 2015 outlining the terms and conditions of her
12 probation and enclosing informational documents, including, but not limited
13 to, quarterly reporting instructions and courtesy quarterly report form, mental
14 health report form, and self-help group meetings attendance log, etc.
- 15 c. July 2, 2015 email from Respondent stating that she received the letter and
16 requesting contact to discuss the term deadlines because she has multiple
17 questions.
- 18 d. July 6, 2015 email from Respondent attaching information for Austin Lawyers
19 Wellness Group.
- 20 e. July 6, 2015 email from Respondent stating that she was having a difficult
21 time getting through to FirstLab (for lab testing).
- 22 f. July 6, 2015 email from FirstLab regarding Respondent.
- 23 g. July 7, 2015 emails with Respondent regarding FirstLab, etc.
- 24 h. July 6 and 7, 2015 emails with Respondent regarding AA meetings.
- 25 i. July 8, 2015 email to Respondent attaching a copy of the required meeting
26 record form for the July 2, 2015 meeting.
- 27 j. July 10, 2015 emails from Respondent with attachments regarding FirstLab
28 and lab testing.

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- k. July 14, 2015 from FirstLab attaching a copy of Respondent's lab test results, which were filed late; the report was due by July 10, 2015.
- l. July 14, 2015 email from FirstLab stating that Respondent would be traveling to "Providenciales Turks & Caicos" for vacation and unable for testing from "08/04/2015 to 08/15/2015".
- m. July 31, 2015 through August 3, 2015 emails with Respondent reminding her of her obligation to get tested, and that the Office of Probation had been notified by FirstLab of her travel plans.
- n. August 6, 2015 email from FirstLab attaching a copy of Respondent's lab test results for EtG/EtS (a test for ethanol alcohol products) only; Respondent tested positive.
- o. August 7, 2015 email from Respondent attaching her AA report for July and copy of her lab testing receipt.
- p. August 13, 2015 email from FirstLab attaching a copy of Respondent's complete lab test results.
- q. August 17, 2015 email to Respondent regarding her positive EtG/EtS results, etc.
- r. August 28, 2015 and September 4, 2015 emails with Respondent who stated that her probation provisions are too cumbersome and that she understands there will be repercussions and that she discussed them with her attorney and family; Respondent was informed that a noncompliance referral would be prepared, which could result in additional discipline and attendant costs.
- s. September 9 through 14, 2015 emails with FirstLab regarding that Respondent had requested that her FirstLab account be closed and that Respondent informed FirstLab that she was not going to do a retest or MRO review (of her positive EtG/EtS results).
- t. November 13, 2015 letter mailed to Respondent setting forth her noncompliance and stating that a referral would be prepared.

1 u. November 13, 2015 email to Respondent attaching the November 13, 2015
2 letter mailed to Respondent setting forth her noncompliance and stating that a
3 referral would be prepared.

4 v. November 13 through 19, 2015 email with Respondent regarding additional
5 costs which could be imposed as a result of violating her probation.

6 10. A complete review of the Respondent's file reflects that none of the letters
7 referred to above were returned to the State Bar of California, Office of Probation by the United
8 States Postal Service as undeliverable, or for any other reason.

9 11. On July 2, 2015, I left a telephonic voice mail message for Respondent stating
10 that I was calling as requested in her email of the same day. I left my number so she could call
11 me back.

12 12. On July 2, 2015, Respondent left me a voice mail message returning my call and
13 asking that I call her at a specified number "this" afternoon.

14 13. On July 2, 2015, I telephoned Respondent at the specified number and asked if
15 she wanted to have her required meeting "now." She did. She confirmed receipt of the letter
16 mailed to her on June 29, 2015 and we reviewed all of her conditions and their deadlines.
17 Respondent was upset when reminded that her probation was for three years; she stated that she
18 did not agree to that. Respondent was reminded that she could file a motion for modification,
19 which was to be served on the Office of Probation. She was reminded to comply timely with all
20 of her conditions unless and until the State Bar Court files a modification order. I told her that it
21 takes a few days to set up an account for lab testing with FirstLab so she should contact it
22 immediately because her first report would be due July 10, 2015. I also stated that her first
23 report would probably be late, even so, the Office of Probation would not take any action at this
24 time.

25 14. On July 31, 2015, I left a telephonic voice mail message for Respondent stating
26 that FirstLab had notified the Office of Probation that she would be on vacation traveling the first
27 week of August, and I wanted to remind her that she still needed to complete her monthly lab
28 test. I left my telephone number and requested a call back.

DECLARATION OF SERVICE BY CERTIFIED AND REGULAR MAIL

CASE NUMBER(s): NEW PM

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 S. Figueroa Street, Los Angeles, California 90017-2515, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on the date shown below, a true copy of the within

MOTION TO REVOKE PROBATION; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF MARICRUZ FARFAN EXHIBITS 1 THROUGH 3; PROBATION REVOCATION RESPONSE FORM { Rule 5.310 et seq., Rules of Procedure of the State Bar }

in a sealed envelope placed for collection and mailing as Certified mail #7160 3901 9845 4871 9499 and **regular mail** mailed at Los Angeles, on the date shown below, addressed to:

Tara Jane Arnold
466 Cortona Cv
West Lake Hills, TX 78746

Courtesy copy by regular mail to:
Tara Jane Arnold
466 Cortona Cv
West Lake Hills, TX 78746

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: February 2, 2016

SIGNED: _____



Mia Hibler
Declarant

Counsel for Respondent	(for Court use)
In the Matter of	Case no(s).
Bar #	PROBATION REVOCATION RESPONSE (Rule 5.314, Rules of Procedure)
A member of the State Bar of California ("Respondent")	

As required by rule 5.314(B), Rules of Procedure, Respondent attaches one or more declarations to this form which set forth the facts upon which my opposition to the motion to revoke probation is based.

(1) Respondent requests a hearing in this matter and intends to participate.

OR

(2) Respondent requests that this proceeding be resolved on the pleadings without any hearing.

If you checked box (1), check one of the following:

(a) Respondent requests the opportunity to cross-examine the person(s) who executed declaration(s) in support of the motion to revoke my probation.

(b) Respondent does not request the opportunity to cross-examine the person(s) who executed declaration(s) in support of the motion to revoke my probation.

Date: _____

Signature



THE STATE BAR OF CALIFORNIA

MEMBER RECORDS & COMPLIANCE

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

December 8, 2015

TO WHOM IT MAY CONCERN:

I, Kathan Lambert, Custodian of Membership Records of the State Bar of California, hereby certify that attached is a full, true and correct copy of the registration card on file in the Membership Records Department of the State Bar of California for TARA JANE ARNOLD, #172917.

THE STATE BAR OF CALIFORNIA

Kathan Lambert
Custodian of Membership Records

00001

THE STATE BAR OF CALIFORNIA
REGISTRATION CARD

INFORMATION PROVIDED ON THIS CARD BECOMES PUBLIC RECORD

MEMBER'S FULL NAME
LAST FIRST MIDDLE

WALSH TARA JANE

(PLEASE PRINT OR TYPE)

OFFICE ADDRESS, OR, IF NONE, OTHER ADDRESS FOR STATE BAR PURPOSES:

FIRM NAME

ADDRESS 279 PARK LANE

CITY ATHERTON STATE CA ZIP 94027

FOREIGN COUNTRY

TELEPHONE 415 321-4396 FAX

BIRTH DATE MONTH 09 DAY 02 YEAR 69 PLACE OF BIRTH PALO ALTO CA

State Bar Use Only	
SCHOOL CODE	
04852	
SCHOOL CODE	

UNDERGRADUATE DEGREE FROM: University of Southern Calif. CITY Los Angeles STATE CA
LAW DEGREE FROM: Fordham University School of Law CITY New York STATE NY
ADDITIONAL EDUCATION:

DATES AND PLACES OF PRIOR ADMISSION TO PRACTICE

State Bar Use Only

172917
NUMBER

12 08 94
DATE ADMITTED

MAIL RESTRICTION

FEES \$

W.C. \$ 40-

S.C. \$

TOTAL \$

8/94

DATE Nov. 21, 94 SIGNED J. Walsh



THE STATE BAR OF CALIFORNIA

MEMBER RECORDS & COMPLIANCE

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

December 8, 2015

TO WHOM IT MAY CONCERN:

I, Kathan Lambert, Custodian of Membership Records of the State Bar of California, hereby certify that attached is a full, true and correct copy of the address history on file in the Membership Records Department of the State Bar of California for TARA JANE ARNOLD, #172917 from December 8, 1994 to the date of this certificate.

THE STATE BAR OF CALIFORNIA

A handwritten signature in cursive script, appearing to read "Kathan Lambert".

Kathan Lambert
Custodian of Membership Records

00003

MM595R2

MEMBER ADDRESS CHANGE HISTORY

Print Date: 12/08/15

Member #: 172917

Date of Admission: 12/08/1994 Status: Inactive

Effective: 9/23/2015

Name: Tara Jane Arnold

Address:

Eff: 7/17/2014

466 Cortona Cove
Austin TX 78746

Eff: 4/25/2008

1360 Montclair Way
Los Altos CA 94024

Google

Eff: 6/11/2004

1600 Amphitheatre Pkwy
Mountain View CA 94043 1351

Google

Eff: 11/11/2003

2400 Bayshore Pkwy
Mountain View CA 94043

Eff: 3/14/2003

Google
2400 Bayshore Pkwy
Mountain View CA 94043

Eff: 9/13/1999

Adobe Systems Inc
321 Park Ave M/S E09
San Jose CA 95110

Eff: 1/27/1999

Miller Starr & Regalia
545 Middlefield Rd #200
Menlo Park CA 94025

00004

MM595R2

MEMBER ADDRESS CHANGE HISTORY

Print Date: 12/08/15

Member #: 172917

Date of Admission: 12/08/1994 Status: Inactive

Effective: 9/23/2015

Name: Tara Jane Arnold

Address:

Miller Starr & Regalia
1001 Marshall St #100
Redwood City CA 94063 2000

Eff:12/31/1997

Ropers Majeski Kohn et al
1001 Marshall St
Redwood City CA 94063

Eff:12/13/1995

279 Park Ln
Atherton CA 94027

Eff:12/08/1994

(State Bar Court Nos. 97-C-14742; 13-C-16243; 13-C-16790)

MAY 26 2015

S225296

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re TARA JANE ARNOLD on Discipline

The court orders that Tara Jane Arnold, State Bar Number 172917, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. Tara Jane Arnold is suspended from the practice of law for the first 90 days of probation;
2. Tara Jane Arnold must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 3, 2015; and
3. At the expiration of the period of probation, if Tara Jane Arnold has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Tara Jane Arnold must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Tara Jane Arnold must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

00001

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2016 and 2017. If Tara Jane Arnold fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

_____ day of MAY 26 2013 20_____

By:  _____
Deputy

CANTIL-SAKAUYE
Chief Justice

00002

(Do not write above this line.)

State Bar Court of California Hearing Department San Francisco ACTUAL SUSPENSION		
Counsel For The State Bar Erica L. M. Dennings Senior Trial Counsel 180 Howard Street San Francisco, CA 94105 (415) 532-2285 Bar # 145755	Case Number(s): 97-C-14742 - LMA 13-C-16243 13-C-16790	For Court use only PUBLIC MATTER FILED  FEB - 3 2015 STATE BAR COURT CLERK'S OFFICE SAN FRANCISCO
Counsel For Respondent Jonathan I. Arons 100 Bush Street, Suite 918 San Francisco, CA 94104 (415) 957-1818 Bar # 111257	Submitted to: Settlement Judge STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING ACTUAL SUSPENSION <input type="checkbox"/> PREVIOUS STIPULATION REJECTED	
In the Matter of: TARA JANE ARNOLD Bar # 172917 A Member of the State Bar of California (Respondent)		

Note: All information required by this form and any additional information which cannot be provided in the space provided, must be set forth in an attachment to this stipulation under specific headings, e.g., "Facts," "Dismissals," "Conclusions of Law," "Supporting Authority," etc.

A. Parties' Acknowledgments:

- (1) Respondent is a member of the State Bar of California, admitted December 8, 1994.
- (2) The parties agree to be bound by the factual stipulations contained herein even if conclusions of law or disposition are rejected or changed by the Supreme Court.
- (3) All investigations or proceedings listed by case number in the caption of this stipulation are entirely resolved by this stipulation and are deemed consolidated. Dismissed charge(s)/count(s) are listed under "Dismissals." The stipulation consists of 15 pages, not including the order.
- (4) A statement of acts or omissions acknowledged by Respondent as cause or causes for discipline is included under "Facts."
- (5) Conclusions of law, drawn from and specifically referring to the facts are also included under "Conclusions of Law".

(Effective January 1, 2014)

Actual Suspension



- (6) The parties must include supporting authority for the recommended level of discipline under the heading "Supporting Authority."
- (7) No more than 30 days prior to the filing of this stipulation, Respondent has been advised in writing of any pending investigation/proceeding not resolved by this stipulation, except for criminal investigations.
- (8) Payment of Disciplinary Costs—Respondent acknowledges the provisions of Bus. & Prof. Code §§6086.10 & 6140.7. (Check one option only):

- Until costs are paid in full, Respondent will remain actually suspended from the practice of law unless relief is obtained per rule 5.130, Rules of Procedure.
- Costs are to be paid in equal amounts prior to February 1 for the following membership years: **two billing cycles following the effective date of the Supreme Court Order.** (Hardship, special circumstances or other good cause per rule 5.132, Rules of Procedure.) If Respondent fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.
- Costs are waived in part as set forth in a separate attachment entitled "Partial Waiver of Costs".
- Costs are entirely waived.

B. Aggravating Circumstances [Standards for Attorney Sanctions for Professional Misconduct, standards 1.2(f) & 1.5]. Facts supporting aggravating circumstances are required.

- (1) **Prior record of discipline**
- (a) State Bar Court case # of prior case
- (b) Date prior discipline effective
- (c) Rules of Professional Conduct/ State Bar Act violations:
- (d) Degree of prior discipline
- (e) If Respondent has two or more incidents of prior discipline, use space provided below.
- (2) **Dishonesty:** Respondent's misconduct was intentional, surrounded by, or followed by bad faith, dishonesty, concealment, overreaching or other violations of the State Bar Act or Rules of Professional Conduct.
- (3) **Trust Violation:** Trust funds or property were involved and Respondent refused or was unable to account to the client or person who was the object of the misconduct for improper conduct toward said funds or property.
- (4) **Harm:** Respondent's misconduct harmed significantly a client, the public or the administration of justice.
- (5) **Indifference:** Respondent demonstrated indifference toward rectification of or atonement for the consequences of his or her misconduct.
- (6) **Lack of Cooperation:** Respondent displayed a lack of candor and cooperation to victims of his/her misconduct or to the State Bar during disciplinary investigation or proceedings.

(Do not write above this line.)

- (7) **Multiple/Pattern of Misconduct:** Respondent's current misconduct evidences multiple acts of wrongdoing or demonstrates a pattern of misconduct. See attachment to stipulation, at p. 9.
- (8) **Restitution:** Respondent failed to make restitution.
- (9) **No aggravating circumstances** are involved.

Additional aggravating circumstances:

C. Mitigating Circumstances [see standards 1.2(g) & 1.6]. Facts supporting mitigating circumstances are required.

- (1) **No Prior Discipline:** Respondent has no prior record of discipline over many years of practice coupled with present misconduct which is not deemed serious.
- (2) **No Harm:** Respondent did not harm the client, the public, or the administration of justice.
- (3) **Candor/Cooperation:** Respondent displayed spontaneous candor and cooperation with the victims of his/her misconduct and to the State Bar during disciplinary investigation and proceedings.
- (4) **Remorse:** Respondent promptly took objective steps spontaneously demonstrating remorse and recognition of the wrongdoing, which steps were designed to timely atone for any consequences of his/her misconduct.
- (5) **Restitution:** Respondent paid \$ _____ on _____ in restitution to _____ without the threat or force of disciplinary, civil or criminal proceedings.
- (6) **Delay:** These disciplinary proceedings were excessively delayed. The delay is not attributable to Respondent and the delay prejudiced him/her.
- (7) **Good Faith:** Respondent acted with a good faith belief that was honestly held and reasonable.
- (8) **Emotional/Physical Difficulties:** At the time of the stipulated act or acts of professional misconduct Respondent suffered extreme emotional difficulties or physical or mental disabilities which expert testimony would establish was directly responsible for the misconduct. The difficulties or disabilities were not the product of any illegal conduct by the member, such as illegal drug or substance abuse, and the difficulties or disabilities no longer pose a risk that Respondent will commit misconduct.
- (9) **Severe Financial Stress:** At the time of the misconduct, Respondent suffered from severe financial stress which resulted from circumstances not reasonably foreseeable or which were beyond his/her control and which were directly responsible for the misconduct.
- (10) **Family Problems:** At the time of the misconduct, Respondent suffered extreme difficulties in his/her personal life which were other than emotional or physical in nature.
- (11) **Good Character:** Respondent's extraordinarily good character is attested to by a wide range of references in the legal and general communities who are aware of the full extent of his/her misconduct.
- (12) **Rehabilitation:** Considerable time has passed since the acts of professional misconduct occurred followed by convincing proof of subsequent rehabilitation.
- (13) **No mitigating circumstances** are involved.

Additional mitigating circumstances:

Pre-trial stipulation. See attachment to stipulation, at p. 10.
No prior record of discipline. See attachment to stipulation at page 10.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of **two (2) years**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of **three (3) years**, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of **ninety (90) days**.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
 - No Ethics School recommended. Reason: **See Attachment to Stipulation at p. 10-11.**
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
 - Substance Abuse Conditions
 - Law Office Management Conditions
 - Medical Conditions
 - Financial Conditions

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. **Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.**
 - No MPRE recommended. Reason:

(Do not write above this line.)

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions: See attachment to stipulation, at p. 10.**

ATTACHMENT TO

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION

IN THE MATTER OF: TARA JANE ARNOLD

CASE NUMBERS: 97-C-14742 - LMA, 13-C-16243, 13-C-16790

FACTS AND CONCLUSIONS OF LAW.

Respondent admits that the following facts are true and that the facts and circumstances surrounding the offenses for which she was convicted involved other misconduct warranting discipline.

Case No. 97-C-14742 (Conviction Proceedings)

PROCEDURAL BACKGROUND IN CONVICTION PROCEEDING:

1. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.
2. On May 13, 1997, the Marin County District Attorney filed a criminal complaint in the Marin County Municipal Court, case number CR096264A, charging respondent with one count of violation of Vehicle Code section 23152(a) [driving under the influence of alcohol], a misdemeanor, and one count of violation of Vehicle Code section 23152(b) [driving while having a .08% or higher blood alcohol].
3. On July 23, 1997, respondent pled guilty to a misdemeanor violation of Vehicle Code section 23152(b) [driving while having a .08% or higher blood alcohol], and the court dismissed the remaining count in the furtherance of justice.
4. On June 30, 1997, the court suspended the imposition of sentence and placed respondent on formal probation for a period of three years. Respondent's sentence included fines and assessments in the amount of \$1070 payable by September 30, 1997, a restricted license for 90 days, and a requirement to complete the first offender drinking driver program within 180 days.
5. On July 31, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event that the Hearing Department finds that the facts and circumstances surrounding the offense(s) for which respondent was convicted involved moral turpitude or other misconduct warranting discipline.

FACTS:

6. At approximately midnight on April 28, 1997, respondent was driving on Highway 101 in Marin County when police observed the front passenger throw a lighted cigarette out of the window. CHP officers stopped respondent's car. When she got out of the car to get her driver's license that was in the trunk, the officers noticed the smell of alcohol. When the officer asked whether she had consumed any alcohol that day, respondent replied no. When asked again, respondent stated she had drunk 2 beers and 1 glass of wine in the morning and afternoon. The officer administered several field sobriety tests from which he determined respondent was driving under the influence of alcohol. The Preliminary Alcohol Screening showed respondent had a .10% blood alcohol level.

CONCLUSIONS OF LAW:

7. The facts and circumstances surrounding the above-described violation did not involve moral turpitude but did involve other misconduct warranting discipline.

Case No. 13-C-16790 (Conviction Proceedings)

PROCEDURAL BACKGROUND IN CONVICTION PROCEEDING:

8. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

9. On May 24, 2004, the Santa Clara County District Attorney filed a criminal complaint in the Santa Clara County Superior Court, case number BB407888, charging respondent with one count of violation of Vehicle Code section 23152(a) [driving under the influence of alcohol] and one count of violation of Vehicle Code section 23152(b) [driving while having a .08% or higher blood alcohol] and one count of Vehicle Code section 23222(a), [possession of an open container while driving], an infraction. The complaint also alleged that respondent's blood alcohol level was greater than .20%. The complaint further alleged that respondent had a prior conviction for violation of Vehicle Code section 23152(a) [Driving under the Influence] committed on April 28, 1997.

10. On December 16, 2004, respondent pled no contest to violations of Vehicle Code sections 23152(b) and 23222(a). Respondent was placed on formal probation for 5 years, ordered to complete a 90 day alcohol program, and fined. The enhancement for having a BAL over .20% was stricken.

11. On September 25, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event that the Hearing Department finds that the facts and circumstances surrounding the offense(s) for which respondent was convicted involved moral turpitude or other misconduct warranting discipline.

FACTS:

12. On April 7, 2004, respondent was stopped in Los Altos and arrested for driving under the influence.

CONCLUSIONS OF LAW:

13. The facts and circumstances surrounding the above-described violation(s) did not involve moral turpitude but did involve other misconduct warranting discipline.

Case No. 13-C-16243 (Conviction Proceedings)

PROCEDURAL BACKGROUND IN CONVICTION PROCEEDING:

14. This is a proceeding pursuant to sections 6101 and 6102 of the Business and Professions Code and rule 9.10 of the California Rules of Court.

15. On July 19, 2013, the Santa Clara County District Attorney filed a criminal complaint in the Santa Clara County Superior Court, case number B1367630, charging respondent with one count

of violation of Penal Code section 273(a), [child endangerment by person with care or custody where great bodily injury or death is not likely], a misdemeanor, one count of violating Vehicle Code section 23152(a) [driving under the influence of alcohol], a misdemeanor, and one count of violating Vehicle Code section 23152(b) [driving while having a .08% or higher blood alcohol], a misdemeanor. The complaint contained an allegation pursuant to Vehicle Code section 23593 containing the following language: "You are hereby advised that being under the influence of alcohol or drugs, or both, impairs your ability to operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both. If you continue to drive while under the influence of alcohol or drugs, or both, and as a result of that driving, someone is killed, you can be charged with murder." The complaint also included an allegation pursuant to Vehicle Code section 23572 that during the commission of the offense charged, respondent had a passenger under the age of 14 in her vehicle. The complaint further alleged that respondent's blood alcohol level was over .15%. The complaint also alleged that respondent was convicted of a prior violation of Vehicle Code section 23152(b) on December 16, 2004.

16. On January 22, 2014, respondent pled no contest to a misdemeanor violation of Vehicle Code section 23152(b) and Penal Code section 273a. Respondent was sentenced to 3 years' probation, ordered to complete a 30 day residential treatment program, ordered to 52 weeks of counseling with a psychologist, and ordered to pay fines. Respondent has been sober since her arrest in 2013. She completed the required 52 weeks of counseling and 30 day residential program. Since then, respondent has continued efforts to maintain her sobriety by continuing weekly therapy sessions, and voluntarily attending AA meetings 4 to 5 times per week as well as attending one session per week with Lawyers Concerned for Lawyers (a part of the Texas Lawyers Assistance Program).

17. On July 17, 2014, the Review Department of the State Bar Court issued an order referring the matter to the Hearing Department for a hearing and decision recommending the discipline to be imposed in the event that the Hearing Department finds that the facts and circumstances surrounding the offense(s) for which Respondent was convicted involved moral turpitude or other misconduct warranting discipline.

FACTS:

18. On June 13, 2013 at approximately 8 p.m., respondent was driving her car in Sunnyvale and made an illegal U-turn. Respondent's 12 year old son and his 13 year old friend were in the car; they were both unharmed. The police officer stopped respondent and noticed the odor of alcohol. Respondent denied drinking any alcohol that day. The police officer administered field sobriety tests which respondent was not able to complete due to being intoxicated. Respondent was placed under arrest for DUI. Respondent's blood test showed a blood alcohol level of .36%.

19. The facts and circumstances surrounding the above-described violation(s) did not involve moral turpitude but did involve other misconduct warranting discipline.

AGGRAVATING CIRCUMSTANCES.

Multiple Acts of Misconduct (Std. 1.5(b)): Respondent drove under the influence of alcohol on at least three occasions between 1997 and 2013 resulting in three criminal convictions.

MITIGATING CIRCUMSTANCES.

No Prior Record of Discipline: Although respondent's misconduct is serious, she is entitled to mitigation for having practiced law for 20 years without discipline. (*In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent is entitled to mitigation for entering into a stipulation with the Office of Chief Trial Counsel prior to trial in the above referenced disciplinary matter, thereby saving State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

ADDITIONAL PROBATION CONDITIONS.

Substance Abuse Conditions

Respondent recognizes that a conviction for DUI suggests an alcohol and/or drug problem that needs to be addressed before it affects respondent's legal practice. Respondent agrees to take the steps necessary to control the use of alcohol and/or drugs such that it will not affect respondent's law practice in the future. Respondent's agreement to participate in an abstinence-based self-help group (as defined herein), as a condition of discipline, is part of respondent's efforts to address such concerns.

As a condition of probation, and during the period of probation, respondent must continue weekly therapy sessions and attendance at AA meetings at least twice per week (at least 8 times per month) for two years from the effective date of her discipline. Respondent may attend any abstinence-based self-help group of respondent's choosing, including without limitation Alcoholics Anonymous, Narcotics Anonymous, LifeRing, S.M.A.R.T., S.O.S., etc. Other self-help maintenance programs are acceptable if they include a subculture to support recovery, including abstinence-based group meetings. (See *O'Conner v. Calif.* (C.D. Calif. 1994) 855 F. Supp. 303 [no First Amendment violation where probationer given choice between AA and secular program.]) Respondent is encouraged, but not required, to obtain a "sponsor" during the term of participation in these meetings.

The program called "Moderation Management" is not acceptable because it is not abstinence-based and allows the participant to continue consuming alcohol.

Respondent must contact the Office of Probation and obtain written approval for the program Respondent has selected prior to attending the first self-help group meeting. If respondent wants to change groups, respondent must first obtain the Office of Probation's written approval prior to attending a meeting with the new self-help group.

Respondent must provide to the Office of Probation satisfactory proof of attendance of the meetings set forth herein with each Quarterly Report submitted to the Office of Probation. Respondent may not sign as the verifier of his or her own attendance.

Respondent is required, to abstain from alcohol and illegal drugs, and to undergo random urinalysis testing to complement abstinence.

Ethics Education Condition

As respondent resides in Texas, she is not required to attend Ethics School in California. However, within one (1) year of the effective date of the discipline herein, respondent must provide to

the Office of Probation satisfactory proof of attendance for at least six (6) hours of Continuing Legal Education in Ethics.

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct “set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances.” (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given standard, in addition to the factors set forth in the specific standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Standard 3.4. is the applicable standard in a case like this, where a respondent has been convicted of crimes that do not on their face or in the surrounding facts and circumstances involve moral turpitude. Standard 3.4 provides that such misconduct “shall result in a sanction as prescribed under part B of these standards appropriate to the nature and extent of the misconduct found to have been committed by the member.”

To determine the appropriate level of discipline, consideration must also be given to the aggravating and mitigating circumstances. In aggravation, respondent committed multiple acts of misconduct by driving under the influence of alcohol on three occasions. Respondent’s actions posed a threat of harm to the public and specifically to the children in the car in the 2013 incident. Although Vehicle Code sections 23152(a), 23152(b), and Penal Code section 273a are not considered crimes of moral turpitude (see *People v. Sanders* (1992) 10 Cal. App. 4th 1268), the misconduct nonetheless warrants discipline.

In mitigation, after her arrest in 2013, respondent sought professional help in dealing with her alcoholism. Respondent continues to address these issues through therapy and attendance at sobriety based self-help meetings and has maintained her sobriety since her arrest. Furthermore, respondent has no prior record of discipline since being admitted to the practice of law in California in 1994.

Std. 2.12. CRIMINAL CONVICTIONS NOT INVOLVING MORAL TURPITUDE.

(b) Suspension or reproof is appropriate for final conviction of a misdemeanor not involving moral turpitude but involving other misconduct warranting discipline.

While respondent's misconduct is extremely serious, the facts and circumstances surrounding the convictions do not involve moral turpitude. All of the convictions were misdemeanors, not felonies. None of the incidents involved injury. Respondent never violated her probation. None of the convictions involved the practice of law. Therefore, it appears Std. 2.12(b) is most appropriate in this case.

In *In Re Kelly* (1990) 52 Cal. 3d. 487, the attorney had two DUI convictions in a 31 month period. She had driven her car into an embankment and was arrested. Her second DUI involved a .16 blood alcohol level. The court found no moral turpitude but other misconduct warranting discipline and imposed a public reproof.

There is no indication respondent violated any terms of her probation or drove on a suspended license.

Respondent's misconduct is more serious than that of the attorney in *Kelly*. After each of the first two DUIs, respondent continued to drive under the influence. The seriousness of her misconduct and severity of her alcohol problem warrants significant discipline including some actual suspension. Considering all of the mitigating and aggravating factors, and respondent's steps to maintain her sobriety since her third DUI conviction in 2013, discipline including ninety days' actual suspension, two years stayed suspension, three years' probation with substance abuse conditions is an appropriate disposition.

COSTS OF DISCIPLINARY PROCEEDINGS.

Respondent acknowledges that the Office of the Chief Trial Counsel has informed respondent that as of January 8, 2015, the prosecution costs in this matter are \$8,800. Respondent further acknowledges that should this stipulation be rejected or should relief from the stipulation be granted, the costs in this matter may increase due to the cost of further proceedings.

EXCLUSION FROM MCLE CREDIT

Pursuant to rule 3201, Respondent may not receive MCLE credit for completion of State Bar Ethics School, and/or any other educational course(s) to be ordered as a condition of reproof or suspension]. (Rules Proc. of State Bar, rule 3201.)

(Do not write above this line.)

In the Matter of:
TARA ARNOLD

Case Number(s):
97-C-14742, 13-C-16243, 13-C-16790

Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least eight (8) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

(Do not write above this line.)

In the Matter of:
TARA JANE ARNOLD

Case Number(s):
97-C-14742, 13-C-16342, 13-C-16790

Medical Conditions

- a. Unless Respondent has been terminated from the Lawyer Assistance Program ("LAP") prior to respondent's successful completion of the LAP, respondent must comply with all provisions and conditions of respondent's Participation Agreement with the LAP and must provide an appropriate waiver authorizing the LAP to provide the Office of Probation and this court with information regarding the terms and conditions of respondent's participation in the LAP and respondent's compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. However, if respondent has successfully completed the LAP, respondent need not comply with this condition.
- b. Respondent must obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at respondent's own expense a minimum of four (4)* times per month and must furnish evidence to the Office of Probation that respondent is so complying with each quarterly report. Help/treatment should commence immediately, and in any event, no later than thirty (30) days after the effective date of the discipline in this matter. Treatment must continue for _____ days or _____ months or two (2) years or, the period of probation or until a motion to modify this condition is granted and that ruling becomes final.

If the treating psychiatrist, psychologist, or clinical social worker determines that there has been a substantial change in respondent's condition, respondent or Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 5.300 of the Rules of Procedure of the State Bar. The motion must be supported by a written statement from the psychiatrist, psychologist, or clinical social worker, by affidavit or under penalty of perjury, in support of the proposed modification.

- c. Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to all of respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent must see the psychologist four (4) times per month at least one time per week

(Do not write above this line.)

In the Matter of: TARA JANE ARNOLD	Case number(s): 97-C-14742, 13-C-16243, 13-C-16790
---------------------------------------	---

SIGNATURE OF THE PARTIES

By their signatures below, the parties and their counsel, as applicable, signify their agreement with each of the recitations and each of the terms and conditions of this Stipulation Re Facts, Conclusions of Law, and Disposition.

<u>1/20/15</u> Date	<u>Tara Jane Arnold</u> Respondent's Signature	<u>Tara Jane Arnold</u> Print Name
<u>January 22, 2015</u> Date	<u>Jonathan I. Arons</u> Respondent's Counsel Signature	<u>Jonathan I. Arons</u> Print Name
<u>26 January, 2015</u> Date	<u>Erica L. M. Dennings</u> Deputy Trial Counsel's Signature	<u>Erica L. M. Dennings</u> Print Name

(Do not write above this line.)

In the Matter of:
TARA JANE ARNOLD

Case Number(s):
97-C-14742, 13-C-16243, 13-C-16790

ACTUAL SUSPENSION ORDER

Finding the stipulation to be fair to the parties and that it adequately protects the public, IT IS ORDERED that the requested dismissal of counts/charges, if any, is GRANTED without prejudice, and:

- The stipulated facts and disposition are APPROVED and the DISCIPLINE RECOMMENDED to the Supreme Court.
- The stipulated facts and disposition are APPROVED AS MODIFIED as set forth below, and the DISCIPLINE IS RECOMMENDED to the Supreme Court.
- All Hearing dates are vacated.

The parties are bound by the stipulation as approved unless: 1) a motion to withdraw or modify the stipulation, filed within 15 days after service of this order, is granted; or 2) this court modifies or further modifies the approved stipulation. (See rule 5.58(E) & (F), Rules of Procedure.) The effective date of this disposition is the effective date of the Supreme Court order herein, normally 30 days after file date. (See rule 9.18(a), California Rules of Court.)

Feb. 3, 2015
Date

Carl E. McElroy
Judge of the State Bar Court

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of San Francisco, on February 3, 2015, I deposited a true copy of the following document(s):

STIPULATION RE FACTS, CONCLUSIONS OF LAW AND DISPOSITION AND ORDER APPROVING

in a sealed envelope for collection and mailing on that date as follows:

- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

JONATHAN IRWIN ARONS
LAW OFC JONATHAN I ARONS
100 BUSH ST STE 918
SAN FRANCISCO, CA 94104

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

ERICA L.M. DENNINGS, Enforcement, San Francisco

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on February 3, 2015.



Mazie Yip
Case Administrator
State Bar Court

1 JONATHAN I. ARONS, SBC #111257
Law Office of Jonathan I. Arons
2 100 Bush Street, Suite 918
San Francisco, California 94104
3 Telephone (415) 957-1818
Facsimile (415)957-1810
4 jia@aronslaw.com

FILED

AUG 15 2014

**STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO**

5 Attorney for TARA JANE ARNOLD

6
7 **THE STATE BAR COURT
HEARING DEPARTMENT - SAN FRANCISCO**
8

9
10 In the Matter of)
11 TARA JANE ARNOLD,)
12 No. 172917)
13)
14 A Member of the State Bar)
15

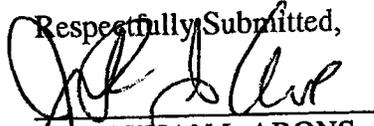
Case No. 97-C-14742

**ANSWER TO NOTICE OF HEARING ON
CONVICTION**

16
17 TARA JANE ARNOLD, by and through counsel Jonathan I. Arons, hereby submits her
18 Answer to Notice of Hearing on Conviction for State Bar Case Number 97-C-14742:

19 Tara Jane Arnold, Member No. 172917, hereby admits that on June 30, 1997, she was
20 convicted in Marin County Superior Court of violating Vehicle Code section 23152(b). Ms.
21 Arnold denies that the facts and circumstances surrounding the violation involved moral
22 turpitude or other misconduct warranting discipline.
23

24
25 Date: August 15, 2014

Respectfully Submitted,

JONATHAN I. ARONS
Attorney for Tara Jane Arnold

26
27
28 00020

PROOF OF SERVICE

1 I am a citizen of the United States of America, over eighteen (18) years of age, employed
2 in the City and County of San Francisco, and not a party to this action. My business address is
3 100 Bush Street, Suite 918, San Francisco, California 94104. On August 15, 2014 I caused the
4 attached:

ANSWER TO NOTICE OF HEARING ON CONVICTION

5 To be served on the party or its attorney of record in this action by:

- 6 U.S. Mail, enclosing a copy in a sealed envelope, postage prepaid,
7 Addressed as shown below and depositing the sealed envelope with the United States
8 Postal Service.
- 9 By Personal Delivery, serving or causing to be served each document by Hand
10 Delivery to the address listed below.
- 11 By Overnight Service, enclosing a copy in a sealed envelope addressed as shown
12 below and sending the envelope by overnight delivery service.
- 13 U.S. Mail, enclosing a copy in a sealed envelope, with first class, certified mail,
14 return receipt requested, postage thereon fully prepaid, addressed as shown below
15 and depositing the sealed envelope with the United States Postal Service.

16 Name and address of each individual to whom document was mailed or delivered:

17 **ERICA DENNINGS**
18 Office of the Chief Trial Counsel
19 State Bar of California
20 180 Howard Street
21 San Francisco, CA 94105

22 I declare under penalty of perjury under the laws of the State of California that the
23 foregoing is true and correct. This declaration was executed on August 15, 2014 at San
24 Francisco, California.

25 
26 ALEXIS GOUGH
27
28

1 JONATHAN I. ARONS, SBC #111257
2 Law Office of Jonathan I. Arons
3 100 Bush Street, Suite 918
4 San Francisco, California 94104
5 Telephone (415) 957-1818
6 Facsimile (415)957-1810
7 jia@aronslaw.com

FILED

AUG 15 2014

**STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO**

8 Attorney for TARA JANE ARNOLD

9
10
11 **THE STATE BAR COURT**
12 **HEARING DEPARTMENT – SAN FRANCISCO**
13

14 In the Matter of
15 TARA JANE ARNOLD,
16 No. 172917
17
18 A Member of the State Bar

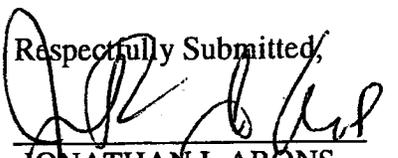
Case No. 13-C-16243

**ANSWER TO NOTICE OF HEARING ON
CONVICTION**

19 TARA JANE ARNOLD, by and through counsel Jonathan I. Arons, hereby submits her
20 Answer to Notice of Hearing on Conviction for State Bar Case Number 13-C-16243:

21 Tara Jane Arnold, Member No. 172917, hereby admits that on January 22, 2014, she was
22 convicted in Santa Clara County Superior Court of violating Vehicle Code section 23152(b) with
23 enhancement under Vehicle Code sections 23572 and 23578. Ms. Arnold denies that the facts
24 and circumstances surrounding the violation involved moral turpitude or other misconduct
25 warranting discipline.

26 Date: August 15, 2014

27 Respectfully Submitted,

28 JONATHAN I. ARONS
Attorney for Tara Jane Arnold

00022

PROOF OF SERVICE

1 I am a citizen of the United States of America, over eighteen (18) years of age, employed
2 in the City and County of San Francisco, and not a party to this action. My business address is
3 100 Bush Street, Suite 918, San Francisco, California 94104. On August 15, 2014 I caused the
4 attached:

ANSWER TO NOTICE OF HEARING ON CONVICTION

5 To be served on the party or its attorney of record in this action by:

- 6 U.S. Mail, enclosing a copy in a sealed envelope, postage prepaid,
7 Addressed as shown below and depositing the sealed envelope with the United States
8 Postal Service.
- 9 By Personal Delivery, serving or causing to be served each document by Hand
10 Delivery to the address listed below.
- 11 By Overnight Service, enclosing a copy in a sealed envelope addressed as shown
12 below and sending the envelope by overnight delivery service.
- 13 U.S. Mail, enclosing a copy in a sealed envelope, with first class, certified mail,
14 return receipt requested, postage thereon fully prepaid, addressed as shown below
15 and depositing the sealed envelope with the United States Postal Service.

16 Name and address of each individual to whom document was mailed or delivered:

17 **ERICA DENNINGS**
18 Office of the Chief Trial Counsel
19 State Bar of California
20 180 Howard Street
21 San Francisco, CA 94105

22 I declare under penalty of perjury under the laws of the State of California that the
23 foregoing is true and correct. This declaration was executed on August 15, 2014 at San
24 Francisco, California.



25 ALEXIS GOUGH
26
27
28

FILED

JUL 11 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
ALLEN BLUMENTHAL, No. 110243
180 Howard Street
San Francisco, California 94105-1639
Telephone: (415) 538-2000

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE CONVICTION OF:	)	Case No. 97-C-14742
)	
TARA JANE ARNOLD, No. 172917	)	Transmittal of Records of Conviction of Attorney (Bus. & Prof. Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
)	
)	<input type="checkbox"/> Felony;
A Member of the State Bar)	<input type="checkbox"/> Crime(s) involved moral turpitude;
)	<input type="checkbox"/> Probable cause to believe the crime(s) involved moral turpitude;
)	<input checked="" type="checkbox"/> Crime(s) which may or may not involve moral turpitude or other misconduct warranting discipline;
)	<input checked="" type="checkbox"/> Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of the Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- B. Notice of Appeal
- C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- D. Other

Name of Member: Tara Jane Arnold

Date member admitted to practice law in California: December 8, 1994

Member's Address of Record: Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: June 30, 1997

Convicting court: Marin County Superior Court

00024

Case number(s): CR096264A

Crime(s) of which convicted and classification(s): Vehicle Code section 23152(b) (DUI With BAC Greater Than .08), one count, a misdemeanor that may or may not involve moral turpitude as in *In re Kelley* (1990) 52 Cal. 3d 487.

3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

4. Other information to assist the State Bar Court

DOCUMENTS TRANSMITTED:

Complaint
Docket
Notice Of Lack Of Appeal dated 10/9/97

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: July 10, 2014

BY: *Allen Blumenthal*
Allen Blumenthal
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

00025

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 97-C-14742

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 2393 0078, at San Francisco, on the date shown below, addressed to:

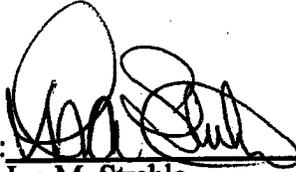
**Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024**

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: July 11, 2014

Signed: 
Ina M. Strehle
Declarant

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
DONALD R. STEEDMAN, No. 104927
180 Howard Street
San Francisco, California 94105-1639
Telephone: (415) 538-2000

FILE

FEB 24 1994

STATE BAR OF
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE)
CONVICTION OF:) Case No. 13-C-16243
)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
TARA JANE ARNOLD,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 172917)
) [] Felony;
) [] Crime(s) involved moral turpitude;
A Member of the State Bar) [] Probable cause to believe the crime(s) involved moral
) turpitude;
) [X] Crime(s) which may or may not involve moral turpitude
) other misconduct warranting discipline;
) [] Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of the Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration as the Court deems appropriate:
- [] B. Notice of Appeal
- [] C. Evidence of Finality of Conviction
- [] D. Other

Name of Member: Tara Jane Arnold

Date member admitted to practice law in California: December 8, 1994

Member's Address of Record: Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: 1/22/2014

Convicting court: Santa Clara County Superior Court

00027

Case number(s): B1367630

Crime(s) of which convicted and classification(s): Vehicle Code section 23152(b)(DUI With BAC Greater Than .08%), one count, a misdemeanor that may or may not involve moral turpitude as in *In re Kelley* (1990)52 Cal.3d 487, with admitted enhancements of violation of Vehicle Code section 23578 (BAC Greater Than .15%) and Vehicle Code section 23572(DUI While Having A Passenger Under The Age C 14 Years).

3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

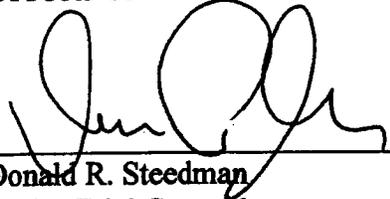
4. Other information to assist the State Bar Court

DOCUMENTS TRANSMITTED:

Misdemeanor Complaint filed 7/25/2013
Plea Form filed 1/22/2014
Minutes dated 1/22/2014
Plea In Absentia filed 1/22/2014

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: February 20, 2014

BY: 
Donald R. Steedman
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

00028

DECLARATION OF SERVICE

by
U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 13-C-16243

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that:

on the date shown below, I caused to be served a true copy of the within document described as follows:

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY; MISDEMEANOR COMPLAINT FILED 7/25/2013; PLEA FORM FILED 1/22/2014; MINUTES DATED 1/22/2014; PLEA IN ABSENTIA FILED 1/22/2014

- By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at San Francisco, addressed to: (see below)
(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 2123 6974 at San Francisco, addressed to: (see below)
(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Table with 4 columns: Person Served via Certified Mail, Business-Residential Address, Fax Number, Courtesy Copy via Regular Mail to:
Row 1: Tara Jane Arnold, 1350 Montclair Way Los Altos, CA 94024, Electronic Address, n/a

via inter-office mail regularly processed and maintained by the State Bar of California addressed to: n/a

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service (UPS). In the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: February 24, 2014

SIGNED Dawn Williams Declarant

00029

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
DONALD R. STEEDMAN, No. 104927
180 Howard Street
San Francisco, California 94105-1639
Telephone: (415) 538-2000

FILED

FEB 24 2014

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE)
CONVICTION OF:) Case No. 13-C-16790
)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
TARA JANE ARNOLD,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 172917)
)
) Felony;
) Crime(s) involved moral turpitude;
A Member of the State Bar) Probable cause to believe the crime(s) involved moral
) turpitude;
) Crime(s) which may or may not involve moral turpitude or
) other misconduct warranting discipline;
) Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of the Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- B. Notice of Appeal
- C. Evidence of Finality of Conviction
- D. Other

Name of Member: Tara Jane Arnold

Date member admitted to practice law in California: December 8, 1994

Member's Address of Record: Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: 12/16/2004

Convicting court: Santa Clara County Superior Court

00030

Case number(s): BB407888

Crime(s) of which convicted and classification(s): Vehicle Code section 23152(b)(DUI with BAC greater than .08%), one count, a misdemeanor that may or may not involve moral turpitude as in *In re Kelley* (1990)52 Cal.3d 487, with an admitted enhancement of a violation of Vehicle Code section 23222(a) (Possession of an Open Alcoholic Beverage) and an admitted prior of Vehicle Code section 23152 in 1997.

3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

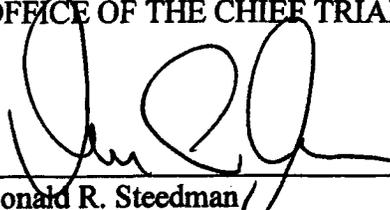
4. Other information to assist the State Bar Court

DOCUMENTS TRANSMITTED:

Complete court file:
Misdemeanor Complaint filed 5/24/04
Plea Form filed 12/16/04
Minutes dated 12/16/04

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: February 20, 2014

BY: 

Donald R. Steedman
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Tara Jane Arnold
1360 Montclair Way
Los Altos, CA 94024

00031

DECLARATION OF SERVICE

by
U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 13-C-16790

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY; COMPLETE COURT FILE:

Misdemeanor Complaint filed 5/24/04; Plea Form filed 12/16/04; Minutes dated 12/16/04

- By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))
By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))
By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))
By Fax Transmission: (CCP §§ 1013(e) and 1013(f))
By Electronic Service: (CCP § 1010.6)

(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at San Francisco, addressed to: (see below)

(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 2123 7056 at San Francisco, addressed to: (see below)

(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Table with 4 columns: Person Served via Certified Mail, Business-Residential Address, Fax Number, Courtesy Copy via Regular Mail to:.

via inter-office mail regularly processed and maintained by the State Bar of California addressed to: n/a

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service (UPS).

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: February 24, 2014

SIGNED: Dawn Williams
Dawn Williams
Declarant



The document to which this certificate is affixed is a full, true and correct copy of the original on file and of record in the State Bar Court.

ATTEST December 15, 2015

State Bar Court, State Bar of California,
Los Angeles

By 
Clerk

00033



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

PROBATION FAX: (213) 765-1439

MARICRUZ FARFAN: (213) 765-1452

Maricruz.Farfana@calbar.ca.gov

<http://www.calbar.ca.gov>

By regular mail and e-mail at TJARNOLD@GMAIL.COM

June 29, 2015

OFFICE OF PROBATION
ADDRESS VERIFIED

June 29, 2015

Tara J. Arnold
466 Cortona Cove
Austin, TX 78746

BY: 

In Re: S225296 (97-C-14742, et al.)

In the Matter of: Tara J. Arnold

Dear Tara J. Arnold:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on May 26, 2015, the Supreme Court of California filed an Order, effective June 25, 2015, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of three years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first 90 days of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit of compliance filed with the State Bar Court on June 22, 2015 has been approved by the Office of Probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, please contact Membership Billing at (415) 538-2360.

By Court order, you must take and pass the Multistate Professional Responsibility Examination ("MPRE") and provide satisfactory proof of such passage to the Office of Probation by **June 25, 2016**. Satisfactory proof requires that you: (1) select California as the jurisdiction to receive your score report, AND (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use. The Office of Probation will **NOT** provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

The conditions of your probation with compliance due dates are outlined below. Please note this summary **only** reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

Condition

Deadline(s)

- | | |
|---|---|
| 1. Lab Testing (random and monthly) | Random and monthly, beginning with report due by July 10, 2015 |
| 2. Contact Probation Deputy & Schedule Required Meeting | July 25, 2015 |
| 3. Authorization to obtain & disclose medical information | July 25, 2015 |
| 4. Self-Help Group Meetings – attend at least 8 times/month | Monthly and Quarterly by the 10 th |
| 5. Quarterly Reports | Quarterly, beginning October 10, 2015 |
| 6. Compliance with probation in underlying criminal matter | Quarterly, beginning October 10, 2015 |
| 7. Mental Health Reports – attend at least 4 times/month | Quarterly, beginning October 10, 2015 |
| 8. 6 hours MCLE in Ethics | June 25, 2016 |
| 9. MPRE | June 25, 2016 |
| 10. Final Report | June 25, 2018 |

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Pursuant to page 10 of your stipulation, you are required to submit to random testing. Additionally, pursuant to page 13 of your stipulation, you are required to submit to monthly testing, and random testing for good cause.

The State Bar of California has entered into an agreement with FirstLab (information attached) to provide drug and/or alcohol testing services for attorneys who are required to submit lab test reports pursuant to a disciplinary order or agreement.

FirstLab will perform a ten-panel drug and Ethyl Glucuronide ("EtG") tests, and your test must be observed pursuant to the Department of Transportation Guidelines ("DOT"). The cost of testing is currently about \$75 per test panel. Generally for the monthly testing, a lab test must be done the first few days of the month so that FirstLab can provide the screening report to the Office of Probation before the tenth of that month. FirstLab will e-mail the report directly to the Office of Probation. You may want to request Firstlab to send you copies of the reports.

If you test positive for a substance for which you have a valid prescription, you must cause the physician who gave you the valid prescription to send an original letter to FirstLab stating (1) the drug prescribed; (2) the amount/dosage prescribed; (3) the number in the prescription, e.g. 60 tabs; (4) the dosing instructions, e.g. one tab daily; (5) the date the prescription was given to you; and (6) the date the prescription is anticipated to end. Additionally, FirstLab's Medical Review Officer ("MRO") will contact you to determine whether your positive test was the result of taking any specific medication(s). If the drug prescribed is not deemed to have caused the positive test results, or if you fail to cause your doctor send the letter/notice to FirstLab, you may be referred for non-compliance.

If your report shows your specimen is dilute, you may have to get re-tested immediately at your own expense. The Office of Probation will NOT accept/file diluted test results; unless you request the FirstLab's MRO to send something in writing to the Office of Probation stating that the test results are acceptable.

If you are going to travel, have court obligations, be hospitalized, etc., **plan ahead**. Contact FirstLab to determine if there is FirstLab facility in that area so you can be tested. If you think that you will not be able to be tested during the correct time period, or when you may be randomly tested, you must file a motion AND OBTAIN AN ORDER permitting an amendment to your conditions BEFORE you unilaterally "change" (violate) your condition. **The Office of Probation has no authority to modify your conditions.**

You are required to maintain with the Office of Probation a current address and current telephone number at which you can be reached for testing and respond within twelve (12) hours. You may wish to leave more than one telephone number with the Office of Probation and FirstLab. If you are out of cell service, have a full voice mail box, etc., you may be referred for non-compliance. You are required to go to FirstLab for immediate drug/alcohol testing within six (6) hours of notification.

Please contact FirstLab immediately at (800) 732-3784 ext. 6005 to enroll in the program and to receive an enrollment packet. FirstLab will provide you with information regarding its call-in system for random testing. FirstLab will notify the Office of Probation of any non-compliance. Your first lab report is due on or before **July 10, 2015**.

Tara J. Arnold
S225296 (97-C-14742, et al.)
June 29, 2015
Page 4

FirstLab has the following facilities in the Austin, Texas area:

Concentra
4301 W. William Cannon
Bldg. E, Suite 320
Austin, TX 78749
Phone: 512.467.6608
M-F 8-8, S/S 9-4

Concentra
9333 Research Blvd.,
Ste. 400
Austin, TX 78759
Phone: 512.467.7232
M-F 8-8 S/S 9-4

Concentra
10001 South IH-35,
Suite 300
Austin, TX 78747
Phone: 512.440.0555
M-F 8-8, S/S 9-4

You are required to attend at least eight (8) meetings per month of Alcoholics Anonymous. You must obtain the Office of Probation's written approval for the program you have selected **before you attend the first self-help group meeting**. If you change groups, you must first obtain the Office of Probation's written approval prior to attending a meeting with the new self-help group. You are required to submit proof of attendance to the Office of Probation on a monthly and quarterly basis. Your first report (for July attendance) is due on or before **August 10, 2015**.

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to obtain psychiatric or psychological help/treatment at a minimum of four (4) times per month; at least one time per week. Help/treatment to commence immediately and in any event, no later than 30 days after effective date of discipline. You must request the qualified practitioner to submit a signed written report to the Office of Probation noting the date(s) that you received treatment **and** confirming that you are in compliance with all treatment conditions. You must request such report each quarter with enough notice so that the report is timely received by the Office of Probation on or before each January 10th, April 10th, July 10, and October 10th. As a courtesy to you, enclosed is a sample Mental Health Report. Please note that this is just a sample; your mental health provider may choose to send his/her own declaration/report, but you **must make sure that the report meets the requirements in your stipulation**. Your first Mental Health Report is due on or before **October 10, 2015**.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will only send documents to your official membership records address.

Further, please be advised that the Office of Probation **does not** have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions of the discipline order must be filed with the State Bar Court Hearing Department or Review Department.** See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely submit reports or any other proof of compliance may result in a non-compliance referral** which may lead to the imposition of additional discipline and attendant costs.

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Tara J. Arnold
S225296 (97-C-14742, et al.)
June 29, 2015
Page 5

Please be reminded that until and unless the Office of Probation receives an Order from the Court modifying any probation condition, you are still **required to comply timely** with all terms and conditions of your Supreme Court Order.

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel; Authorization to Obtain and Disclose Medical Information; Quarterly Report with instructions; Self-Help Group Meeting Attendance Log; Mental Health Report; Notice of Counsel Representation form; FirstLab Information; MCLE Information Sheet; and MPRE schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,



Maricruz Farfan
Probation Deputy

/mf

Enclosures

00005

(State Bar Court Nos. 97-C-14742; 13-C-16243; 13-C-16790)

MAY 26 2015

S225296

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re TARA JANE ARNOLD on Discipline

The court orders that Tara Jane Arnold, State Bar Number 172917, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. Tara Jane Arnold is suspended from the practice of law for the first 90 days of probation;
2. Tara Jane Arnold must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 3, 2015; and
3. At the expiration of the period of probation, if Tara Jane Arnold has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Tara Jane Arnold must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Tara Jane Arnold must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2016 and 2017. If Tara Jane Arnold fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

I, Frank A. McGuire, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

_____ day of MAY 26 2016 20_____

Clerk

By:  _____
Deputy

CANTIL-SAKAUYE

Chief Justice

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Additional mitigating circumstances:

**Pre-trial stipulation. See attachment to stipulation, at p. 10.
No prior record of discipline. See attachment to stipulation at page 10.**

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of two (2) years.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of three (3) years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of ninety (90) days.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: See Attachment to Stipulation at p. 10-11.
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.
- No MPRE recommended. Reason:

(Do not write above this line.)

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions:** See attachment to stipulation, at p. 10.

MITIGATING CIRCUMSTANCES.

No Prior Record of Discipline: Although respondent's misconduct is serious, she is entitled to mitigation for having practiced law for 20 years without discipline. (*In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent is entitled to mitigation for entering into a stipulation with the Office of Chief Trial Counsel prior to trial in the above referenced disciplinary matter, thereby saving State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

ADDITIONAL PROBATION CONDITIONS.

Substance Abuse Conditions

Respondent recognizes that a conviction for DUI suggests an alcohol and/or drug problem that needs to be addressed before it affects respondent's legal practice. Respondent agrees to take the steps necessary to control the use of alcohol and/or drugs such that it will not affect respondent's law practice in the future. Respondent's agreement to participate in an abstinence-based self-help group (as defined herein), as a condition of discipline, is part of respondent's efforts to address such concerns.

As a condition of probation, and during the period of probation, respondent must continue weekly therapy sessions and attendance at AA meetings at least twice per week (at least 8 times per month) for two years from the effective date of her discipline. Respondent may attend any abstinence-based self-help group of respondent's choosing, including without limitation Alcoholics Anonymous, Narcotics Anonymous, LifeRing, S.M.A.R.T., S.O.S., etc. Other self-help maintenance programs are acceptable if they include a subculture to support recovery, including abstinence-based group meetings. (See *O'Conner v. Calif.* (C.D. Calif. 1994) 855 F. Supp. 303 [no First Amendment violation where probationer given choice between AA and secular program.]) Respondent is encouraged, but not required, to obtain a "sponsor" during the term of participation in these meetings.

The program called "Moderation Management" is not acceptable because it is not abstinence-based and allows the participant to continue consuming alcohol.

Respondent must contact the Office of Probation and obtain written approval for the program Respondent has selected prior to attending the first self-help group meeting. If respondent wants to change groups, respondent must first obtain the Office of Probation's written approval prior to attending a meeting with the new self-help group.

Respondent must provide to the Office of Probation satisfactory proof of attendance of the meetings set forth herein with each Quarterly Report submitted to the Office of Probation. Respondent may not sign as the verifier of his or her own attendance.

Respondent is required, to abstain from alcohol and illegal drugs, and to undergo random urinalysis testing to complement abstinence.

Ethics Education Condition

As respondent resides in Texas, she is not required to attend Ethics School in California. However, within one (1) year of the effective date of the discipline herein, respondent must provide to

the Office of Probation satisfactory proof of attendance for at least six (6) hours of Continuing Legal Education in Ethics.

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct “set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances.” (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given standard, in addition to the factors set forth in the specific standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Standard 3.4. is the applicable standard in a case like this, where a respondent has been convicted of crimes that do not on their face or in the surrounding facts and circumstances involve moral turpitude. Standard 3.4 provides that such misconduct “shall result in a sanction as prescribed under part B of these standards appropriate to the nature and extent of the misconduct found to have been committed by the member.”

To determine the appropriate level of discipline, consideration must also be given to the aggravating and mitigating circumstances. In aggravation, respondent committed multiple acts of misconduct by driving under the influence of alcohol on three occasions. Respondent’s actions posed a threat of harm to the public and specifically to the children in the car in the 2013 incident. Although Vehicle Code sections 23152(a), 23152(b), and Penal Code section 273a are not considered crimes of moral turpitude (see *People v. Sanders* (1992) 10 Cal. App. 4th 1268), the misconduct nonetheless warrants discipline.

In mitigation, after her arrest in 2013, respondent sought professional help in dealing with her alcoholism. Respondent continues to address these issues through therapy and attendance at sobriety based self-help meetings and has maintained her sobriety since her arrest. Furthermore, respondent has no prior record of discipline since being admitted to the practice of law in California in 1994.

(Do not write above this line.)

In the Matter of:
TARA ARNOLD

Case Number(s):
97-C-14742, 13-C-16243, 13-C-16790

Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least eight (8) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

(Do not write above this line.)

In the Matter of: TARA JANE ARNOLD	Case Number(s): 97-C-14742, 13-C-16342, 13-C-16790
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Medical Conditions

- a. Unless Respondent has been terminated from the Lawyer Assistance Program ("LAP") prior to respondent's successful completion of the LAP, respondent must comply with all provisions and conditions of respondent's Participation Agreement with the LAP and must provide an appropriate waiver authorizing the LAP to provide the Office of Probation and this court with information regarding the terms and conditions of respondent's participation in the LAP and respondent's compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. However, if respondent has successfully completed the LAP, respondent need not comply with this condition.
- b. Respondent must obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at respondent's own expense a minimum of four (4)* times per month and must furnish evidence to the Office of Probation that respondent is so complying with each quarterly report. Help/treatment should commence immediately, and in any event, no later than thirty (30) days after the effective date of the discipline in this matter. Treatment must continue for _____ days or _____ months or two (2) years or, the period of probation or until a motion to modify this condition is granted and that ruling becomes final.

If the treating psychiatrist, psychologist, or clinical social worker determines that there has been a substantial change in respondent's condition, respondent or Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 5.300 of the Rules of Procedure of the State Bar. The motion must be supported by a written statement from the psychiatrist, psychologist, or clinical social worker, by affidavit or under penalty of perjury, in support of the proposed modification.

- c. Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to all of respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent must see the psychologist four (4) times per month at least one time per week



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

PROBATION DEPUTY: (213) 765-1452

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

00015

Revised 01/09/14

Office of Probation
QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, **you are required to timely complete all of your ordered conditions**. The report form is provided as a courtesy only, and you are not required to use it.
2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS**. In the future, one additional copy **may** be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.
3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.
4. Your report is not compliant if it does not cover the entire reporting period.
5. Your signed and dated report must be **received in the Office of Probation on or before the 10th of January, April, July, and October**. For all conditions, being **even one day late** means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1- March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.
7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.
8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.
9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.
10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. You must calendar all of your deadlines to ensure timely receipt by the Office of Probation.
11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.
12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Probation Deputy Maricruz Farfan in the Office of Probation at (213) 765-1452 or by e-mail at Maricruz.Farfan@calbar.ca.gov.

<p>IN THE MATTER OF Tara J. Arnold</p> <p>CASE NO(s): S225296 (97-C-14742, et al.)</p> <p>(Probation)</p>	<p><i>(For Office of Probation Use Only)</i></p>
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QUARTERLY REPORT

For each report, mark the box for the correct reporting period and write the correct year.

First Report Due: October 10, 2015
(for period June 25, 2015 through September 30, 2015)

Final Report Due: June 25, 2018
(for period April 1, 2018 through June 25, 2018)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/01 through 12/31) (for period 01/01 through 03/31) (for period 04/01 through 6/30) (for period 07/01 through 09/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax at (213) 765-1439, or e-mail at Maricruz.Farfan@calbar.ca.gov.

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules

___ During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation.

-OR-

___ During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific **violations**):

(attach declaration under penalty of perjury if more space is needed).

Report on SBC Proceedings

— During the reporting period above, I had proceedings pending against me in the State Bar Court. The case number(s) and current status are as follows:

Suspension

— I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court Order in this case.

Current Address

— I have maintained with the Membership Records Office and the Office of Probation of the State Bar of California ("Office of Probation"), a current office address and telephone number, or *if no office is maintained*, an address to be used for State Bar purposes.

Address: _____
Phone: _____

— Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Alcohol/Drug Abstinence

— During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

— During the reporting period noted above or portion thereof, I have furnished blood and/or urine samples as required to FirstLab to show that I have abstained from alcohol and/or drugs and I caused the laboratory to provide to the Office of Probation, at my expense, a screening report on or before the tenth (10th) day of each month during the preceding quarter.

Self-Help Group Meetings Attendance

— During the reporting period noted above or portion thereof, I have attended at least eight (8) meetings per month of Alcoholics Anonymous, Narcotics Anonymous, The Other Bar, or other required program, and I have provided to the Office of Probation the required proof of attendance on or before the tenth (10th) day of each month under separate cover and the proof is also attached to this report.

Conditions of Probation/Parole in Underlying Criminal Matter

- ___ During the reporting period noted above or portion thereof, I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter.
- ___ During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

Mental Health Compliance/Reports

- ___ I have obtained treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at least four (4) times per month and I have complied with all treatment recommendations. I have caused my psychiatrist, psychologist, or clinical social worker to send the Office of Probation a report confirming that I have received treatment, the dates of treatment, and confirming that I have complied with all treatment recommendations during the reporting period noted above or portion thereof.

Minimum Continuing Legal Education Courses (proof due June 25, 2016)

- ___ I have completed _____ hour(s) of the required **six (6) hours** MCLE approved course(s) in **Ethics**; and have provided or attached is proof of completion. I understand that the course hours required by this condition are **separate** from any requirement I must meet in compliance with the State Bar Minimum Continuing Legal Education Program.

Multi-State Professional Responsibility Examination (proof due June 25, 2016)

- ___ I have registered for the MPRE given on _____.
- ___ I have taken the MPRE given on _____ and am awaiting the results.
- ___ I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.
- ___ I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(actual date of signature)

Signature: _____
Tara J. Arnold

SELF-HELP GROUP MEETINGS ATTENDANCE LOG

At least 8x per month; attendance to start July 2015

(Please make sufficient copies of this report to use for all your filings)

NAME: Tara J. Arnold CASE NO: S225296 (97-C-14742, et al.) MONTH/YEAR: _____

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING PHONE #	SIGNATURE OF AUTHORIZED PERSON

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATE: _____
(actual date of signature)

SIGNATURE: _____
Tara J. Arnold

THE REPORT MUST BE RECEIVED BY THE OFFICE OF PROBATION BY THE 10TH DAY OF EACH MONTH FOR THE PREVIOUS MONTH'S ATTENDANCE AND QUARTERLY BY THE 10TH DAY OF EACH QUARTER; KEEP A COPY FOR YOUR FILE.

00020

<p>IN THE MATTER OF Tara J. Arnold</p> <p>CASE NO(s): S225296 (97-C-14742, et al.)</p> <p>(Probation)</p>	<p><i>(For Office of Probation Use Only)</i></p>
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MENTAL HEALTH REPORT

For each report, mark the box for the correct reporting period and write the correct year.

<input type="checkbox"/> First Report Due: October 10, 2015 <small>(for period June 25, 2015 through September 30, 2015)</small>	<input type="checkbox"/> Final Report Due: June 25, 2017 <small>(for period April 1, 2017 through June 25, 2017)</small>
--	--

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**

(for period 10/01 through 12/31) (for period 01/01 through 03/31) (for period 04/01 through 6/30) (for period 07/01 through 09/30)

Transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, CA 90017-2515, or Fax at (213) 765-1439, or e-mail Maricruz.Farfan@calbar.ca.gov

I am licensed as a: Psychiatrist Psychologist Clinical Social Worker

in the state of _____ and I am in good standing. My license number is _____.

During the preceding quarter or applicable portion thereof, I certify that respondent has fully complied with all treatment recommendations as prescribed and has obtained mental help/treatment on the following dates:

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____ Signature: _____

(actual date of signature)

Psychiatrist, Psychologist, Clinical Social Worker Contact Information:

Name: _____

Address: _____

Phone number: _____

E-mail address: _____

**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Tara J. Arnold

State Bar Case Number: S225296 (97-C-14742, et al.)

Member Number: 172917

Counsel's Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent's Signature: _____

Date: _____

Counsel's Signature: _____

Date: _____

Please complete and return this form to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, CA 90017-2515.

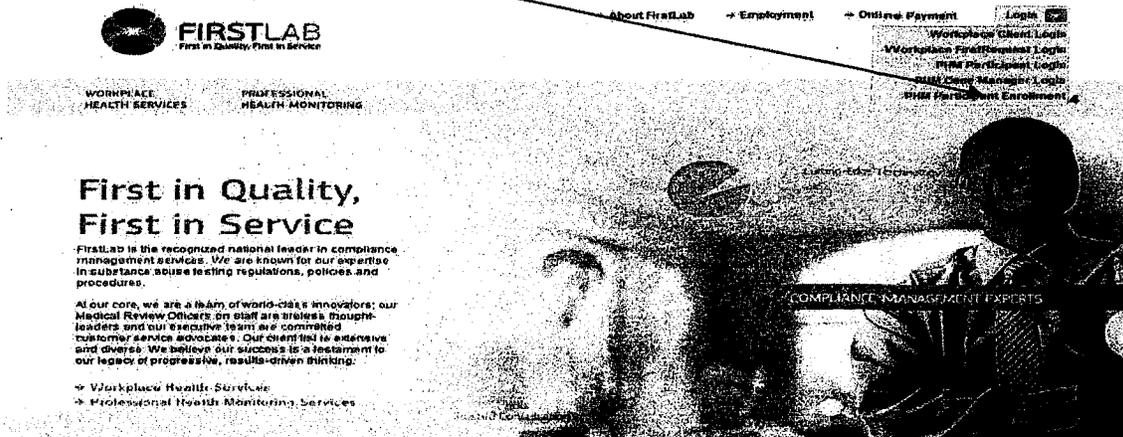


Enrollment Instructions for The State Bar of California and FirstLab's Professional Health Monitoring Testing Program

If you would like to participate in the State Bar of California and FirstLab's Professional Health Monitoring ("PHM") Testing Program, please follow the instructions outlined below to ensure timely enrollment and compliance.

ONLINE ENROLLMENT INSTRUCTIONS:

1. Go to www.firstlab.com.
 - Note: Please do not use a mobile phone device, a desktop or laptop should be used for enrollment as you will need to read and print the Agreement.
2. Click on the "login" drop down.
3. Then click on "PHM Participant Enrollment"



4. Enter the Program Login and Password:
Login ID: CABAR
Password: enroll
5. Fill in the required fields indicated with an * which includes your SSN and credit/debit card account information. Read and electronically sign the Agreement. Then click "Submit".
6. Print and read the enrollment packet in its entirety.
7. You do not need to return any paperwork when enrolling online unless you are using another party's credit/debit card for payment.

-OR-

PAPER ENROLLMENT INSTRUCTIONS:

1. Call FirstLab at toll-free number (800) 732-3784, extension 6005. The hours are as follows:
West Coast office hours: Monday through Friday - 8 AM to 5:00 PM (PST)
East Coast office hours: Monday through Friday - 8 AM to 5:30 PM (EST)
2. You will need to identify yourself to the receptionist as a New Participant from the State Bar of California.
3. The PHM Account Representative will ask you for your Name, Address, Phone, E-mail and SSN.
4. An Enrollment packet with the Application and Agreement will be mailed or e-mailed to you.
5. The original *Application and Payment Form* and *signed Agreement* must be promptly faxed to (215) 396-5613 or e-mail at tsilveira@firstlab.com.

FirstLab MUST have your Application, Payment Form and Agreement on file before you can start testing with this program.

00023



CLINICAL REFERENCE LABORATORY
8433 QUIVIRA • LENEVA, KANSAS 66215

FIRSTLAB-PROF HEALTH



STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

88754638-01

SPECIMEN ID NO.

2016570004

A. Client / Provider **PH: 215-396-5500** B. MRO Name, Address, Phone and Fax No. **MR06006**
ACCT: FL6. CASH **DR JAMES FERGUSON**
STATE BAR OF CA/FIRSTLAB **100 HIGHPOINT DR, SUITE 102**
100 HIGHPOINT DR, STE 102 **CHALFONT, PA 18914**
CHALFONT, PA 18914 **PH: 215-396-5500**
FX: 215-396-5610 **FX: 215-396-5610**

C. Donor SSN or Donor I.D. No. _____
D. Donor Name (F,M,I) _____
E. Donor ID Verified: Photo ID Emp. Rep. _____
F. Reason for Test: Pre-employment Random Reasonable Suspicion/Cause Post Accident Promotion
 Return to Duty Follow-up Other (specify) _____
G. Drug Tests to be Performed:
 Option 1 Option 4 Option 7 Option 10
 Option 2 Option 5 Option 8 Option 11
 Option 3 Option 6 Option 9 Option 12
H. Collection Site Name:
Address: _____ Collector Phone No. _____
City, St, Zip: _____ Collector Fax No. _____

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? Yes No, enter remark _____
REMARKS: Split Single None Provided (Enter Remark) _____ Observed (Enter Remark) _____

STEP 3: Collector affixes container seal(s) to container(s). Collector dates seal(s).

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

2016570004

I certify that the specimen given to me by the donor identified in the certification section in step 4 of this form was collected, labeled, sealed and released to the Delivery Service noted.

Time and Date of Collection _____ AM PM
 Signature of Collector _____
(PRINT) Collector's Name (First, MI, Last) _____ Mo. / Day / 20 Year
SPECIMEN BOTTLE(S) RELEASED TO:
 Fed Ex UPS Courier Other _____
RECEIVED AT LAB
 Signature of Accessioner _____
(PRINT) Accessioner's Name (First, MI, Last) _____ Mo. / Day / 20 Year
Primary Specimen Container Seal Intact Yes No, enter remarks below _____
SPECIMEN CONTAINER(S) RELEASED TO:

STEP 5: COMPLETED BY DONOR

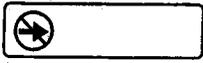
I consent to have my specimen collected by the named collector, analyzed, including drug analysis, by Clinical Reference Laboratory, Inc., its employees, agents, and/or representatives ("CRL"); and the results of that analysis made available to the above named Company/Employer and/or their designee. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; that each specimen container used was sealed with a tamper-evident seal in my presence; and that the information provided on this form and on the label affixed to each specimen container is correct.

Date of Collection (Mo. / Day / 20 Year) _____ Daytime Phone No. _____ X _____
Date of Birth (Mo. / Day / Year) _____ Evening Phone No. _____

CMLCN #000152 ©2012 Clinical Reference Laboratory, Inc.



Peel on an upward angle across form.



Do not peel directly across form.

Date (Mo. Day Yr) _____
Donor's Initials _____
SPECIMEN CONTAINER SEAL

Date (Mo. Day Yr) _____
Donor's Initials _____
SPECIMEN CONTAINER SEAL

PLACE A OVER CAP PLACE B OVER CAP
SPLIT SPLIT



2016570004

SPECIMEN ID NO.



2016570004

SPECIMEN ID NO.

LABORATORY COPY

00024

V1.1 08/12

Office of Probation MCLE Information Sheet

Orders vary regarding the Minimum Continuing Legal Education (MCLE) requirements, but many orders require similar conditions. Read **your** requirements closely, and **immediately** ask your Probation Deputy if you have any questions.

1. The Office of Probation generally adheres to, and routinely consults, the MCLE information on the State Bar of California's website: <http://mcle.calbar.ca.gov/MCLE.aspx>. For example, the MCLE you submit must be provided by approved California MCLE providers; they are listed on the website.
2. The State Bar's website defines self-study and participatory. If you are required to do participatory MCLE, self-study courses will not be accepted. If you are required to do "live", you must physically attend the course(s). Unless your order states it is acceptable for you to receive MCLE for courses you teach, the Office of Probation will **NOT** credit such hours to your condition.
3. Generally, your disciplinary requirement is separate from your regular MCLE requirement, and claiming credit for MCLE already applied toward your disciplinary requirements is a violation of the Rules of Procedure of the State Bar, rule 3201.
4. Generally, you will NOT receive credit for courses completed before the effective date of your discipline.
5. Generally, you are required to provide "satisfactory evidence" to the Office of Probation. Forward the certificate you receive from any participatory and live courses you take. If you are permitted to take self-study courses, there is NOT generally "satisfactory evidence" provided by computer courses. If you listen to CDs and/or watch DVDs, send a photocopy of each CD and/or DVD along with a statement under penalty of perjury that you listened and/or watched each CD and/or DVD.
6. Generally, like most of the conditions, the deadline is for you to have your proof of completion of the MCLE received by the Office of Probation, NOT for you to have completed the courses.
7. If you may take courses in general legal ethics, the Office of Probation will give credit for courses approved by the State Bar of California in ethics.
8. If you are to take courses in Law Office Management, please note that Law **Office** Management may differ from Law **Practice** Management. Law **Office** Management usually covers issues involved in the day to day running of a law office, which might include calendaring, trust accounting, etc. Law **Practice** Management usually covers issues involved in growing your practice, limiting your liability, etc.
9. It can be difficult to find MCLE in Attorney Client Relations and/or Law Office Management. It can be even more difficult to find live courses in those topics. Plan ahead: begin looking for courses as quickly as possible.
10. Before you spend time and money on a course which may not be applicable to your requirement, you may send a copy of the **provider, course title and information, and course description** to the Office of Probation's Supervising Attorney, Terrie Goldade, for review via mail (to the Office of Probation), fax at (213) 765-1439, or e-mail to terrie.goldade@calbar.ca.gov.
11. Sometimes only a portion of a course may satisfy your requirement. The Office of Probation has not attended all courses by all providers, and so cannot make a reasoned determination as to what portion of a course might be applicable. Accordingly, sometimes a course may not be approved. If a course is borderline, it is more likely to be approved if it relates to your practice and the facts related to your matter. For example, if you had problems in relation to failing to supervise employees, a Law Office Management course relating in part to employee supervision is more likely to be approved for you; it is less likely to be approved for someone who has no employees and/or whose problems were related to, for example, commingling money with client trust account funds.

Like any other condition, if you fail to timely comply with each requirement, you may be referred for non-compliance. A referral can result in the imposition of discipline, with attendant costs.

00025

Revised 06/30/11

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION ("MPRE")

2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

The State Bar of California does **NOT** administer the MPRE.
**TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:**

National Conference of Bar Examiners ("NCBE")

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST**: 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation *on or before your due date*. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15

00026

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Monday, June 29, 2015 3:39 PM
To: 'TJARNOLD@GMAIL.COM'
Subject: RE: S225296 (97-C-14742, et al.) Office of Probation's Reminder Letter 06 29 15
Attachments: Arnold Tara S225296 (97 C 14742 et al) Reminder letter 06 29 15.pdf

Dear Tara J. Arnold,

On June 29, 2015, the Office of Probation mailed you a letter at your Membership Records address to remind you of the terms and conditions pursuant to your Supreme Court Order. Please note that the Office of Probation prepared this letter and documents as a courtesy to you; however, you are ultimately responsible for timely fulfilling all of your requirements whether or not the Office of Probation has sent you a letter or contacted you. Attached is a copy of the courtesy reminder letter.

If you have any questions, please contact me immediately. The best way to communicate with me is by e-mail.

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Maricruz Farfan | Probation Deputy | Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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THE STATE BAR
OF CALIFORNIA

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By regular mail and e-mail at TJARNOLD@GMAIL.COM

June 29, 2015

OFFICE OF PROBATION
ADDRESS VERIFIED

June 29, 2015

Tara J. Arnold
466 Cortona Cove
Austin, TX 78746

BY: 

In Re: **S225296 (97-C-14742, et al.)**

In the Matter of: **Tara J. Arnold**

Dear Tara J. Arnold:

This reminder letter is sent to you as a courtesy and based upon information that you are not currently represented by counsel in this matter—the enforcement of your probation terms and conditions. If this is incorrect, please complete the Notice of Counsel Representation form and submit to the Office of Probation within five days so that future communications may be directed to your counsel.

As you know, on May 26, 2015, the Supreme Court of California filed an Order, effective **June 25, 2015**, suspending you from the practice of law for a period of two years, staying execution and placing you on probation upon certain conditions for a period of three years. Further, pursuant to the Order of the Court, you have been placed on actual suspension for the first 90 days of your probation.¹

Please take notice that attorneys are not relieved of MCLE requirements during the pendency of their disciplinary period.

Rule of Professional Conduct 1-311 requires that a firm or attorney who employs an attorney who is disbarred, resigned, suspended or involuntarily enrolled inactive, provide certain notices to the State Bar and to clients. While there is no prescribed form, in order to assist attorneys to comply with the rule, the State Bar has created notices for the employer's use. If you are or become employed by an attorney or a law firm, please remind your employer of this requirement. Forms are available at the State Bar website under Attorney Forms/Reportable Actions or you may contact the Intake Unit, Office of the Chief Trial Counsel, at (213) 765-1000.

You must schedule a meeting with me to discuss the terms and conditions of your discipline within 30 days from the effective date of discipline. Make sure you read this letter including all attachments before the required meeting.

The Court has also ordered you to comply with the provisions of Rule 9.20, California Rules of Court. Your affidavit of compliance filed with the State Bar Court on June 22, 2015 has been approved by the Office of Probation.

¹ Please review your stipulation or decision carefully. You may have been ordered to remain on actual suspension until you have fully paid the costs imposed as a result of your discipline. The Office of Probation does NOT monitor costs. If you have questions, please contact Membership Billing at (415) 538-2360.

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By Court order, you must take and pass the Multistate Professional Responsibility Examination ("MPRE") and provide satisfactory proof of such passage to the Office of Probation by **June 25, 2016**. Satisfactory proof requires that you: (1) select California as the jurisdiction to receive your score report, AND (2) send a copy of your score release to the Office of Probation. It is important that you plan to take this examination well in advance of the due date so that you can re-take the examination if you do not receive a passing score. The passing scaled score is 86. The MPRE is only offered three (3) times a year, but you may not have three chances to take the MPRE by your particular deadline. Failure to provide proof of passage of this examination by the due date may result in your indefinite suspension until you provide proof that you have passed the examination. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.)

In order to comply with the terms and conditions of your probation, you must report the status of your compliance, in each and every respect, by letter with any attachments, executed under penalty of perjury, and addressed to the Office of Probation. As a courtesy, the Office of Probation has prepared a Quarterly Report form for your use. The Office of Probation will **NOT** provide you multiple copies of the courtesy Quarterly Report form. Should you happen to lose your Quarterly Report form, you must submit your request for a copy in writing explaining why you could not maintain a copy for yourself.

Each of your reports must be a clear and unequivocal statement of compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

Please read the Instructions and review the Quarterly Report carefully to determine whether you believe that it accurately reflects the required terms and conditions. If you believe there is an error, or if there are any questions, please notify me immediately. **You are responsible for timely complying with each and every term and condition whether or not it is reflected in this letter and/or the Quarterly Report form.** You are reminded that proof of compliance must be received in the Office of Probation by your due date. **Being even one day late** means that you are **NOT** in compliance.

The conditions of your probation with compliance due dates are outlined below. Please note this summary **only** reflects those conditions and compliance due dates that require submission of proof of compliance to the Office of Probation. For a thorough review of all conditions, please refer to the enclosed copy of that portion of the disciplinary order setting forth the conditions of probation.

<u>Condition</u>	<u>Deadline(s)</u>
1. Lab Testing (random and monthly)	Random and monthly, beginning with report due by July 10, 2015
2. Contact Probation Deputy & Schedule Required Meeting	July 25, 2015
3. Authorization to obtain & disclose medical information	July 25, 2015
4. Self-Help Group Meetings – attend at least 8 times/month	Monthly and Quarterly by the 10 th
5. Quarterly Reports	Quarterly, beginning October 10, 2015
6. Compliance with probation in underlying criminal matter	Quarterly, beginning October 10, 2015
7. Mental Health Reports – attend at least 4 times/month	Quarterly, beginning October 10, 2015
8. 6 hours MCLE in Ethics	June 25, 2016
9. MPRE	June 25, 2016
10. Final Report	June 25, 2018

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Pursuant to page 10 of your stipulation, you are required to submit to random testing. Additionally, pursuant to page 13 of your stipulation, you are required to submit to monthly testing, and random testing for good cause.

The State Bar of California has entered into an agreement with FirstLab (information attached) to provide drug and/or alcohol testing services for attorneys who are required to submit lab test reports pursuant to a disciplinary order or agreement.

FirstLab will perform a ten-panel drug and Ethyl Glucuronide ("EtG") tests, and your test **must** be observed pursuant to the Department of Transportation Guidelines ("DOT"). The cost of testing is currently about \$75 per test panel. Generally for the monthly testing, a lab test must be done the first few days of the month so that FirstLab can provide the screening report to the Office of Probation before the tenth of that month. FirstLab will e-mail the report directly to the Office of Probation. You may want to request Firstlab to send you copies of the reports.

If you test positive for a substance for which you have a valid prescription, you must cause the physician who gave you the valid prescription to send an original letter to FirstLab stating (1) the drug prescribed; (2) the amount/dosage prescribed; (3) the number in the prescription, e.g. 60 tabs; (4) the dosing instructions, e.g. one tab daily; (5) the date the prescription was given to you; and (6) the date the prescription is anticipated to end. Additionally, FirstLab's Medical Review Officer ("MRO") will contact you to determine whether your positive test was the result of taking any specific medication(s). If the drug prescribed is not deemed to have caused the positive test results, or if you fail to cause your doctor send the letter/notice to FirstLab, you may be referred for non-compliance.

If your report shows your specimen is dilute, you may have to get re-tested immediately at your own expense. The Office of Probation will NOT accept/file diluted test results; unless you request the FirstLab's MRO to send something in writing to the Office of Probation stating that the test results are acceptable.

If you are going to travel, have court obligations, be hospitalized, etc., **plan ahead**. Contact FirstLab to determine if there is FirstLab facility in that area so you can be tested. If you think that you will not be able to be tested during the correct time period, or when you may be randomly tested, you **must** file a motion AND OBTAIN AN ORDER permitting an amendment to your conditions BEFORE you unilaterally "change" (violate) your condition. **The Office of Probation has no authority to modify your conditions.**

You are required to maintain with the Office of Probation a current address and current telephone number at which you can be reached for testing and respond within twelve (12) hours. You may wish to leave more than one telephone number with the Office of Probation and FirstLab. If you are out of cell service, have a full voice mail box, etc., you may be referred for non-compliance. You are required to go to FirstLab for immediate drug/alcohol testing within six (6) hours of notification.

Please contact FirstLab immediately at (800) 732-3784 ext. 6005 to enroll in the program and to receive an enrollment packet. FirstLab will provide you with information regarding its call-in system for random testing. FirstLab will notify the Office of Probation of any non-compliance. Your first lab report is due on or before **July 10, 2015**.

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FirstLab has the following facilities in the Austin, Texas area:

Concentra
4301 W. William Cannon
Bldg. E, Suite 320
Austin, TX 78749
Phone: 512.467.6608
M-F 8-8, S/S 9-4

Concentra
9333 Research Blvd.,
Ste. 400
Austin, TX 78759
Phone: 512.467.7232
M-F 8-8 S/S 9-4

Concentra
10001 South IH-35,
Suite 300
Austin, TX 78747
Phone: 512.440.0555
M-F 8-8, S/S 9-4

You are required to attend at least eight (8) meetings per month of Alcoholics Anonymous. You must obtain the Office of Probation's written approval for the program you have selected **before you attend the first self-help group meeting**. If you change groups, you must first obtain the Office of Probation's written approval prior to attending a meeting with the new self-help group. You are required to submit proof of attendance to the Office of Probation on a monthly and quarterly basis. Your first report (for July attendance) is due on or before **August 10, 2015**.

If your underlying criminal probation matter terminates or expires, you do not have a criminal probation matter with which to comply. Accordingly, you must submit to the Office of Probation proof of successful completion, e.g., a **recent** Court docket sheet showing termination date.

You are required to obtain psychiatric or psychological help/treatment at a minimum of four (4) times per month; at least one time per week. Help/treatment to commence immediately and in any event, no later than 30 days after effective date of discipline. You must request the qualified practitioner to submit a signed written report to the Office of Probation noting the date(s) that you received treatment **and** confirming that you are in compliance with all treatment conditions. You must request such report each quarter with enough notice so that the report is timely received by the Office of Probation on or before each January 10th, April 10th, July 10, and October 10th. As a courtesy to you, enclosed is a sample Mental Health Report. Please note that this is just a sample; your mental health provider may choose to send his/her own declaration/report, but you **must make sure that the report meets the requirements in your stipulation**. Your first Mental Health Report is **due on or before October 10, 2015**.

You are required to report, and in no event in more than ten (10) days, to the Membership Records Office of the State Bar and the Office of Probation, all changes of information including current name, office address and telephone number, or other address for State Bar purposes as prescribed by section 6002.1 of the Business and Professions Code. The Office of Probation will **only** send documents to your official membership records address.

Further, please be advised that the Office of Probation **does not** have the authority to extend compliance due dates or modify the terms and conditions of the discipline order. **Request for extension of time or modification of the terms and conditions** of the discipline order **must be filed with** the State Bar Court Hearing Department or Review Department. See, Rules of Procedure of the State Bar of California, rules 5.162 and 5.300, et seq. A copy of the motion must be served upon the Office of Probation. **Failure to timely** submit reports or any other proof of compliance **may result in a non-compliance referral** which may lead to the imposition of additional discipline and attendant costs.

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Please be reminded that until and unless the Office of Probation receives an Order from the Court modifying any probation condition, you are still **required to comply timely** with all terms and conditions of your Supreme Court Order.

Enclosed are copies of the Supreme Court Order and conditions of probation, which you have already received from the Courts or your counsel; Authorization to Obtain and Disclose Medical Information; Quarterly Report with instructions; Self-Help Group Meeting Attendance Log; Mental Health Report; Notice of Counsel Representation form; FirstLab Information; MCLE Information Sheet; and MPRE schedule.

It is recommended that you maintain a file containing all orders as well as communication between the Office of Probation and yourself. Keep your file in a convenient location so that if you have contact with the Office of Probation, any question can be quickly addressed.

Please note that the Court has determined that the repeated need of the State Bar to actively intervene to seek compliance with disciplinary terms and conditions is inconsistent with the self-governing nature of probation as a rehabilitative part of the attorney discipline system. *In the Matter of Gorman* (Review Dept. 2003) 4 Cal. State Bar Ct. Rptr. 567, 573.

Sincerely,



Maricruz Farfan
Probation Deputy

/mf

Enclosures

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(State Bar Court Nos. 97-C-14742; 13-C-16243; 13-C-16790)

MAY 26 2015

S225296

Frank A. McGuire Clerk

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re TARA JANE ARNOLD on Discipline

The court orders that Tara Jane Arnold, State Bar Number 172917, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. Tara Jane Arnold is suspended from the practice of law for the first 90 days of probation;
2. Tara Jane Arnold must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 3, 2015; and
3. At the expiration of the period of probation, if Tara Jane Arnold has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

Tara Jane Arnold must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Tara Jane Arnold must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Additional mitigating circumstances:

Pre-trial stipulation. See attachment to stipulation, at p. 10.
No prior record of discipline. See attachment to stipulation at page 10.

D. Discipline:

(1) **Stayed Suspension:**

(a) Respondent must be suspended from the practice of law for a period of two (2) years.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1) Standards for Attorney Sanctions for Professional Misconduct.

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

(b) The above-referenced suspension is stayed.

(2) **Probation:**

Respondent must be placed on probation for a period of three (3) years, which will commence upon the effective date of the Supreme Court order in this matter. (See rule 9.18, California Rules of Court)

(3) **Actual Suspension:**

(a) Respondent must be actually suspended from the practice of law in the State of California for a period of ninety (90) days.

i. and until Respondent shows proof satisfactory to the State Bar Court of rehabilitation and present fitness to practice and present learning and ability in the law pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct

ii. and until Respondent pays restitution as set forth in the Financial Conditions form attached to this stipulation.

iii. and until Respondent does the following:

E. Additional Conditions of Probation:

(1) If Respondent is actually suspended for two years or more, he/she must remain actually suspended until he/she proves to the State Bar Court his/her rehabilitation, fitness to practice, and learning and ability in the general law, pursuant to standard 1.2(c)(1), Standards for Attorney Sanctions for Professional Misconduct.

(2) During the probation period, Respondent must comply with the provisions of the State Bar Act and Rules of Professional Conduct.

(3) Within ten (10) days of any change, Respondent must report to the Membership Records Office of the State Bar and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information, including current office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

- (4) Within thirty (30) days from the effective date of discipline, Respondent must contact the Office of Probation and schedule a meeting with Respondent's assigned probation deputy to discuss these terms and conditions of probation. Upon the direction of the Office of Probation, Respondent must meet with the probation deputy either in-person or by telephone. During the period of probation, Respondent must promptly meet with the probation deputy as directed and upon request.
- (5) Respondent must submit written quarterly reports to the Office of Probation on each January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, Respondent must state whether Respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. Respondent must also state whether there are any proceedings pending against him or her in the State Bar Court and if so, the case number and current status of that proceeding. If the first report would cover less than 30 days, that report must be submitted on the next quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than twenty (20) days before the last day of the period of probation and no later than the last day of probation.

- (6) Respondent must be assigned a probation monitor. Respondent must promptly review the terms and conditions of probation with the probation monitor to establish a manner and schedule of compliance. During the period of probation, Respondent must furnish to the monitor such reports as may be requested, in addition to the quarterly reports required to be submitted to the Office of Probation. Respondent must cooperate fully with the probation monitor.
- (7) Subject to assertion of applicable privileges, Respondent must answer fully, promptly and truthfully any inquiries of the Office of Probation and any probation monitor assigned under these conditions which are directed to Respondent personally or in writing relating to whether Respondent is complying or has complied with the probation conditions.
- (8) Within one (1) year of the effective date of the discipline herein, Respondent must provide to the Office of Probation satisfactory proof of attendance at a session of the Ethics School, and passage of the test given at the end of that session.
- No Ethics School recommended. Reason: See Attachment to Stipulation at p. 10-11.
- (9) Respondent must comply with all conditions of probation imposed in the underlying criminal matter and must so declare under penalty of perjury in conjunction with any quarterly report to be filed with the Office of Probation.
- (10) The following conditions are attached hereto and incorporated:
- | | |
|--|---|
| <input checked="" type="checkbox"/> Substance Abuse Conditions | <input type="checkbox"/> Law Office Management Conditions |
| <input type="checkbox"/> Medical Conditions | <input type="checkbox"/> Financial Conditions |

F. Other Conditions Negotiated by the Parties:

- (1) **Multistate Professional Responsibility Examination:** Respondent must provide proof of passage of the Multistate Professional Responsibility Examination ("MPRE"), administered by the National Conference of Bar Examiners, to the Office of Probation during the period of actual suspension or within one year, whichever period is longer. Failure to pass the MPRE results in actual suspension without further hearing until passage. But see rule 9.10(b), California Rules of Court, and rule 5.162(A) & (E), Rules of Procedure.
- No MPRE recommended. Reason:

(Do not write above this line.)

- (2) **Rule 9.20, California Rules of Court:** Respondent must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (3) **Conditional Rule 9.20, California Rules of Court:** If Respondent remains actually suspended for 90 days or more, he/she must comply with the requirements of rule 9.20, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar days, respectively, after the effective date of the Supreme Court's Order in this matter.
- (4) **Credit for Interim Suspension [conviction referral cases only]:** Respondent will be credited for the period of his/her interim suspension toward the stipulated period of actual suspension. Date of commencement of interim suspension:
- (5) **Other Conditions: See attachment to stipulation, at p. 10.**

MITIGATING CIRCUMSTANCES.

No Prior Record of Discipline: Although respondent's misconduct is serious, she is entitled to mitigation for having practiced law for 20 years without discipline. (*In the Matter of Riordan* (Review Dept. 2007) 5 Cal. State Bar Ct. Rptr. 41, 49.)

Pretrial Stipulation: Respondent is entitled to mitigation for entering into a stipulation with the Office of Chief Trial Counsel prior to trial in the above referenced disciplinary matter, thereby saving State Bar Court time and resources. (*Silva-Vidor v. State Bar* (1989) 49 Cal.3d 1071, 1079 [where mitigative credit was given for entering into a stipulation as to facts and culpability].)

ADDITIONAL PROBATION CONDITIONS.

Substance Abuse Conditions

Respondent recognizes that a conviction for DUI suggests an alcohol and/or drug problem that needs to be addressed before it affects respondent's legal practice. Respondent agrees to take the steps necessary to control the use of alcohol and/or drugs such that it will not affect respondent's law practice in the future. Respondent's agreement to participate in an abstinence-based self-help group (as defined herein), as a condition of discipline, is part of respondent's efforts to address such concerns.

As a condition of probation, and during the period of probation, respondent must continue weekly therapy sessions and attendance at AA meetings at least twice per week (at least 8 times per month) for two years from the effective date of her discipline. Respondent may attend any abstinence-based self-help group of respondent's choosing, including without limitation Alcoholics Anonymous, Narcotics Anonymous, LifeRing, S.M.A.R.T., S.O.S., etc. Other self-help maintenance programs are acceptable if they include a subculture to support recovery, including abstinence-based group meetings. (See *O'Conner v. Calif.* (C.D. Calif. 1994) 855 F. Supp. 303 [no First Amendment violation where probationer given choice between AA and secular program.]) Respondent is encouraged, but not required, to obtain a "sponsor" during the term of participation in these meetings.

The program called "Moderation Management" is not acceptable because it is not abstinence-based and allows the participant to continue consuming alcohol.

Respondent must contact the Office of Probation and obtain written approval for the program Respondent has selected prior to attending the first self-help group meeting. If respondent wants to change groups, respondent must first obtain the Office of Probation's written approval prior to attending a meeting with the new self-help group.

Respondent must provide to the Office of Probation satisfactory proof of attendance of the meetings set forth herein with each Quarterly Report submitted to the Office of Probation. Respondent may not sign as the verifier of his or her own attendance.

Respondent is required, to abstain from alcohol and illegal drugs, and to undergo random urinalysis testing to complement abstinence.

Ethics Education Condition

As respondent resides in Texas, she is not required to attend Ethics School in California. However, within one (1) year of the effective date of the discipline herein, respondent must provide to

the Office of Probation satisfactory proof of attendance for at least six (6) hours of Continuing Legal Education in Ethics.

AUTHORITIES SUPPORTING DISCIPLINE.

The Standards for Attorney Sanctions for Professional Misconduct “set forth a means for determining the appropriate disciplinary sanction in a particular case and to ensure consistency across cases dealing with similar misconduct and surrounding circumstances.” (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.1. All further references to Standards are to this source.) The Standards help fulfill the primary purposes of discipline, which include: protection of the public, the courts and the legal profession; maintenance of the highest professional standards; and preservation of public confidence in the legal profession. (See std. 1.1; *In re Morse* (1995) 11 Cal.4th 184, 205.)

Although not binding, the standards are entitled to “great weight” and should be followed “whenever possible” in determining level of discipline. (*In re Silverton* (2005) 36 Cal.4th 81, 92, quoting *In re Brown* (1995) 12 Cal.4th 205, 220 and *In re Young* (1989) 49 Cal.3d 257, 267, fn. 11.) Adherence to the standards in the great majority of cases serves the valuable purpose of eliminating disparity and assuring consistency, that is, the imposition of similar attorney discipline for instances of similar attorney misconduct. (*In re Naney* (1990) 51 Cal.3d 186, 190.) If a recommendation is at the high end or low end of a Standard, an explanation must be given as to how the recommendation was reached. (Std. 1.1.) “Any disciplinary recommendation that deviates from the Standards must include clear reasons for the departure.” (Std. 1.1; *Blair v. State Bar* (1989) 49 Cal.3d 762, 776, fn. 5.)

In determining whether to impose a sanction greater or less than that specified in a given standard, in addition to the factors set forth in the specific standard, consideration is to be given to the primary purposes of discipline; the balancing of all aggravating and mitigating circumstances; the type of misconduct at issue; whether the client, public, legal system or profession was harmed; and the member’s willingness and ability to conform to ethical responsibilities in the future. (Stds. 1.7(b) and (c).)

Standard 3.4. is the applicable standard in a case like this, where a respondent has been convicted of crimes that do not on their face or in the surrounding facts and circumstances involve moral turpitude. Standard 3.4 provides that such misconduct “shall result in a sanction as prescribed under part B of these standards appropriate to the nature and extent of the misconduct found to have been committed by the member.”

To determine the appropriate level of discipline, consideration must also be given to the aggravating and mitigating circumstances. In aggravation, respondent committed multiple acts of misconduct by driving under the influence of alcohol on three occasions. Respondent’s actions posed a threat of harm to the public and specifically to the children in the car in the 2013 incident. Although Vehicle Code sections 23152(a), 23152(b), and Penal Code section 273a are not considered crimes of moral turpitude (see *People v. Sanders* (1992) 10 Cal. App. 4th 1268), the misconduct nonetheless warrants discipline.

In mitigation, after her arrest in 2013, respondent sought professional help in dealing with her alcoholism. Respondent continues to address these issues through therapy and attendance at sobriety based self-help meetings and has maintained her sobriety since her arrest. Furthermore, respondent has no prior record of discipline since being admitted to the practice of law in California in 1994.

(Do not write above this line.)

In the Matter of:
TARA ARNOLD

Case Number(s):
97-C-14742, 13-C-16243, 13-C-16790

Substance Abuse Conditions

- a. Respondent must abstain from use of any alcoholic beverages, and shall not use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.
- b. Respondent must attend at least eight (8) meetings per month of:
- Alcoholics Anonymous
 - Narcotics Anonymous
 - The Other Bar
 - Other program

As a separate reporting requirement, Respondent must provide to the Office of Probation satisfactory proof of attendance during each month, on or before the tenth (10th) day of the following month, during the condition or probation period.

- c. Respondent must select a license medical laboratory approved by the Office of Probation. Respondent must furnish to the laboratory blood and/or urine samples as may be required to show that Respondent has abstained from alcohol and/or drugs. The samples must be furnished to the laboratory in such a manner as may be specified by the laboratory to ensure specimen integrity. Respondent must cause the laboratory to provide to the Office of Probation, at the Respondent's expense, a screening report on or before the tenth day of each month of the condition or probation period, containing an analysis of Respondent's blood and/or urine obtained not more than ten (10) days previously.
- d. Respondent must maintain with the Office of Probation a current address and a current telephone number at which Respondent can be reached. Respondent must return any call from the Office of Probation concerning testing of Respondent's blood or urine within twelve (12) hours. For good cause, the Office of Probation may require Respondent to deliver Respondent's urine and/or blood sample(s) for additional reports to the laboratory described above no later than six hours after actual notice to Respondent that the Office of Probation requires an additional screening report.
- e. Upon the request of the Office of Probation, Respondent must provide the Office of Probation with medical waivers and access to all of Respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

(Do not write above this line.)

In the Matter of: TARA JANE ARNOLD	Case Number(s): 97-C-14742, 13-C-16342, 13-C-16790
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Medical Conditions

- a. Unless Respondent has been terminated from the Lawyer Assistance Program ("LAP") prior to respondent's successful completion of the LAP, respondent must comply with all provisions and conditions of respondent's Participation Agreement with the LAP and must provide an appropriate waiver authorizing the LAP to provide the Office of Probation and this court with information regarding the terms and conditions of respondent's participation in the LAP and respondent's compliance or non-compliance with LAP requirements. Revocation of the written waiver for release of LAP information is a violation of this condition. However, if respondent has successfully completed the LAP, respondent need not comply with this condition.

- b. Respondent must obtain psychiatric or psychological help/treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at respondent's own expense a minimum of four (4)* times per month and must furnish evidence to the Office of Probation that respondent is so complying with each quarterly report. Help/treatment should commence immediately, and in any event, no later than thirty (30) days after the effective date of the discipline in this matter. Treatment must continue for _____ days or _____ months or two (2) years or, the period of probation or until a motion to modify this condition is granted and that ruling becomes final.

If the treating psychiatrist, psychologist, or clinical social worker determines that there has been a substantial change in respondent's condition, respondent or Office of the Chief Trial Counsel may file a motion for modification of this condition with the Hearing Department of the State Bar Court, pursuant to rule 5.300 of the Rules of Procedure of the State Bar. The motion must be supported by a written statement from the psychiatrist, psychologist, or clinical social worker, by affidavit or under penalty of perjury, in support of the proposed modification.

- c. Upon the request of the Office of Probation, respondent must provide the Office of Probation with medical waivers and access to all of respondent's medical records. Revocation of any medical waiver is a violation of this condition. Any medical records obtained by the Office of Probation are confidential and no information concerning them or their contents will be given to anyone except members of the Office of Probation, Office of the Chief Trial Counsel, and the State Bar Court, who are directly involved with maintaining, enforcing or adjudicating this condition.

Other:

Respondent must see the psychologist four (4) times per month at least one time per week



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

PROBATION DEPUTY: (213) 765-1452

<http://www.calbar.ca.gov>

**AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION**

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

SIGNATURE

PLEASE TYPE OR PRINT NAME

DATE

00043

Revised 01/09/14

Office of Probation
QUARTERLY REPORT INSTRUCTIONS

1. The enclosed Quarterly Report form has been tailored to reflect the conditions of your discipline that are to be reported to the Office of Probation. Please review it carefully. If you believe that it does not accurately reflect your conditions, immediately contact the Office of Probation. Note that even if the Office of Probation makes an error, **you are required to timely complete all of your ordered conditions.** The report form is provided as a courtesy only, and you are not required to use it.
2. The Office of Probation will **NOT** provide you with multiple copies of the courtesy Quarterly Report form. **YOU MUST MAKE ENOUGH COPIES TO USE FOR ALL FUTURE QUARTERLY AND FINAL REPORTS.** In the future, one additional copy **may** be provided if you make a written request with an explanation under penalty of perjury why you need such copy made.
3. For each quarter's report, mark the box for the correct reporting period and write in the correct year. Place an "X" in front of each condition that applies to your activities during each respective reporting period. Provide all required information.
4. Your report is not compliant if it does not cover the entire reporting period.
5. Your signed and dated report must be **received in the Office of Probation on or before the 10th of January, April, July, and October.** For all conditions, being **even one day late** means that you are **not** in compliance.

REPORTING PERIOD	REPORT TO BE RECEIVED IN THE OFFICE OF PROBATION BY
January 1- March 31	April 10 th
April 1 - June 30	July 10 th
July 1 - September 30	October 10 th
October 1 - December 31	January 10 th

6. Because your report must be made under penalty of perjury, you must date it the date you sign it and not pre-date it or post-date it. See, Code of Civil Procedure section 2015.5.
7. Because it is your responsibility to have a compliant report in to the Office of Probation by the 10th, and because some Respondents have claimed that their reports were lost in the mail, you may choose to send your reports in a manner that provides you with proof of delivery, e.g. fax, e-mail, certified mail, etc.
8. The Office of Probation files your report and compliance document as of the date it is received, and **NOT** the date you send it.
9. You must keep all original reports, compliance documents, and proof of delivery and provide such to the Office of Probation if requested.
10. The Office of Probation will **NOT** contact you before and/or after each Quarterly Report is due. You must calendar all of **your** deadlines to ensure timely receipt by the Office of Probation.
11. Each report is to be a perpetual document and is to reflect past and/or current status or compliance.
12. Each of your reports must be a clear and unequivocal statement of your compliance. See *In the Matter of Carr* (Review Dept. 1992) 2 Cal. State Bar Ct. Rptr. 244.

If you have any questions regarding this information, please contact Probation Deputy Maricruz Farfan in the Office of Probation at (213) 765-1452 or by e-mail at Maricruz.Farfan@calbar.ca.gov.

<p>IN THE MATTER OF Tara J. Arnold</p> <p>CASE NO(s): S225296 (97-C-14742, et al.)</p> <p>(Probation)</p>	<p><i>(For Office of Probation Use Only)</i></p>
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QUARTERLY REPORT

For each report, mark the box for the correct reporting period and write the correct year.

First Report Due: October 10, 2015
(for period June 25, 2015 through September 30, 2015)

Final Report Due: June 25, 2018
(for period April 1, 2018 through June 25, 2018)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/01 through 12/31) (for period 01/01 through 03/31) (for period 04/01 through 6/30) (for period 07/01 through 09/30)

Make sufficient copies of this form for future use and transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, California 90017-2515, or Fax at (213) 765-1439, or e-mail at Maricruz.Farfan@calbar.ca.gov.

Place an "X" before each of the statements below that applies to you:

Compliance with State Bar Act and Rules

During the reporting period noted above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation.

-OR-

During the reporting period above or portion thereof, I have complied with all provisions of the State Bar Act, Rules of Professional Conduct, and all conditions of probation **EXCEPT** (please list specific violations):

(attach declaration under penalty of perjury if more space is needed).

Report on SBC Proceedings

— During the reporting period above, I had proceedings pending against me in the State Bar Court. The case number(s) and current status are as follows:

Suspension

— I did not practice law at any time during the reporting period noted above or applicable portion thereof during which I was suspended pursuant to the Supreme Court Order in this case.

Current Address

— I have maintained with the Membership Records Office and the Office of Probation of the State Bar of California ("Office of Probation"), a current office address and telephone number, or *if no office is maintained*, an address to be used for State Bar purposes.

Address: _____
Phone: _____

— Within 10 days of any change, I reported to the Membership Records Office and to the Office of Probation of the State Bar of California ("Office of Probation"), all changes of information including current name, office address and telephone number, or other address for State Bar purposes, as prescribed by section 6002.1 of the Business and Professions Code.

Alcohol/Drug Abstinence

— During the reporting period noted above or portion thereof, I have abstained from use of any alcoholic beverages and have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

— During the reporting period noted above or portion thereof, I have furnished blood and/or urine samples as required to FirstLab to show that I have abstained from alcohol and/or drugs and I caused the laboratory to provide to the Office of Probation, at my expense, a screening report on or before the tenth (10th) day of each month during the preceding quarter.

Self-Help Group Meetings Attendance

— During the reporting period noted above or portion thereof, I have attended at least eight (8) meetings per month of Alcoholics Anonymous, Narcotics Anonymous, The Other Bar, or other required program, and I have provided to the Office of Probation the required proof of attendance on or before the tenth (10th) day of each month under separate cover and the proof is also attached to this report.

Conditions of Probation/Parole in Underlying Criminal Matter

- ___ During the reporting period noted above or portion thereof, I have complied with the conditions of probation/parole imposed upon me in the underlying criminal matter.

- ___ During the reporting period noted above or portion thereof, my criminal probation was modified, terminated or expired and attached hereto is a statement of the facts or copy of the document(s) effectuating said change.

Mental Health Compliance/Reports

- ___ I have obtained treatment from a duly licensed psychiatrist, psychologist, or clinical social worker at least four (4) times per month and I have complied with all treatment recommendations. I have caused my psychiatrist, psychologist, or clinical social worker to send the Office of Probation a report confirming that I have received treatment, the dates of treatment, and confirming that I have complied with all treatment recommendations during the reporting period noted above or portion thereof.

Minimum Continuing Legal Education Courses (proof due June 25, 2016)

- ___ I have completed _____ hour(s) of the required **six (6) hours** MCLE approved course(s) in **Ethics**; and have provided or attached is proof of completion. I understand that the course hours required by this condition are **separate** from any requirement I must meet in compliance with the State Bar Minimum Continuing Legal Education Program.

Multi-State Professional Responsibility Examination (proof due June 25, 2016)

- ___ I have registered for the MPRE given on _____.

- ___ I have taken the MPRE given on _____ and am awaiting the results.

- ___ I passed the MPRE given on _____. A copy of my results is attached if not previously submitted.

- ___ I did not pass the MPRE given on _____ and have re-scheduled to take the examination given on _____.

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____
(actual date of signature)

Signature: _____
Tara J. Arnold

SELF-HELP GROUP MEETINGS ATTENDANCE LOG

At least 8x per month; attendance to start July 2015
(Please make sufficient copies of this report to use for all your filings)

NAME: Tara J. Arnold CASE NO: S225296 (97-C-14742, et al.) MONTH/YEAR: _____

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING PHONE #	SIGNATURE OF AUTHORIZED PERSON

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATE: _____
(actual date of signature)

SIGNATURE: _____
Tara J. Arnold

THE REPORT MUST BE RECEIVED BY THE OFFICE OF PROBATION BY THE 10TH DAY OF EACH MONTH FOR THE PREVIOUS MONTH'S ATTENDANCE AND QUARTERLY BY THE 10TH DAY OF EACH QUARTER; KEEP A COPY FOR YOUR FILE.

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<p>IN THE MATTER OF Tara J. Arnold</p> <p>CASE NO(s): S225296 (97-C-14742, et al.)</p> <p>(Probation)</p>	<p><i>(For Office of Probation Use Only)</i></p>
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MENTAL HEALTH REPORT

For each report, mark the box for the correct reporting period and write the correct year.

First Report Due: October 10, 2015
(for period June 25, 2015 through September 30, 2015)

Final Report Due: June 25, 2017
(for period April 1, 2017 through June 25, 2017)

Due: **January 10, 20__** **April 10, 20__** **July 10, 20__** **October 10, 20__**
(for period 10/01 through 12/31) (for period 01/01 through 03/31) (for period 04/01 through 6/30) (for period 07/01 through 09/30)

Transmit reports to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, CA 90017-2515, or Fax at (213) 765-1439, or e-mail Maricruz.Farfan@calbar.ca.gov

I am licensed as a: Psychiatrist Psychologist Clinical Social Worker

in the state of _____ and I am in good standing. My license number is _____.

During the preceding quarter or applicable portion thereof, I certify that respondent has fully complied with all treatment recommendations as prescribed and has obtained mental help/treatment on the following dates:

I declare under penalty of perjury under the laws of the State of California that all of the information provided in this report is true and accurate.

Date: _____ Signature: _____
(actual date of signature)

Psychiatrist, Psychologist, Clinical Social Worker Contact Information:

Name: _____

Address: _____

Phone number: _____

E-mail address: _____

**OFFICE OF PROBATION
NOTICE OF COUNSEL REPRESENTATION**

Respondent: Tara J. Arnold

State Bar Case Number: S225296 (97-C-14742, et al.)

Member Number: 172917

Counsel's Name: _____

Firm Name: _____

Address: _____

Bar Number: _____

Phone Number: _____

Respondent's Signature: _____

Date: _____

Counsel's Signature: _____

Date: _____

Please complete and return this form to the State Bar of California, Attn: Office of Probation, 845 South Figueroa Street, Los Angeles, CA 90017-2515.

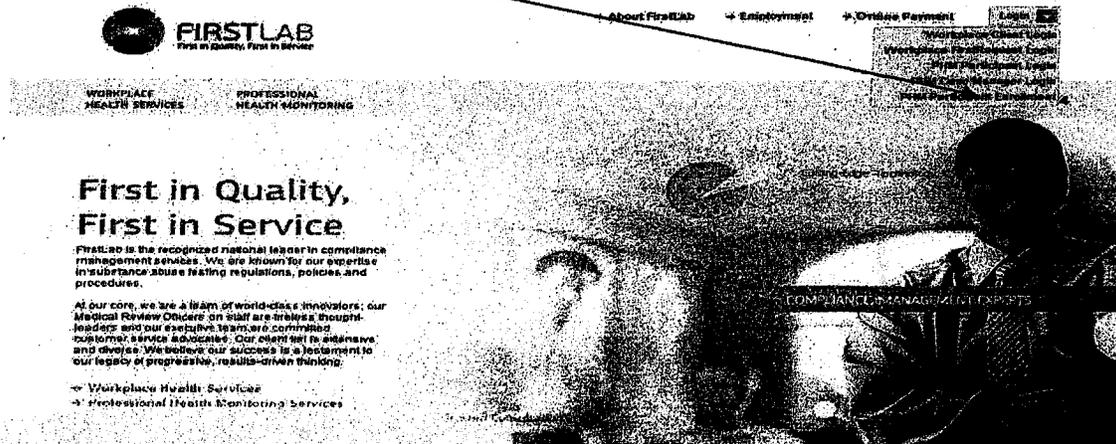


Enrollment Instructions for The State Bar of California and FirstLab's Professional Health Monitoring Testing Program

If you would like to participate in the State Bar of California and FirstLab's Professional Health Monitoring ("PHM") Testing Program, please follow the instructions outlined below to ensure timely enrollment and compliance.

ONLINE ENROLLMENT INSTRUCTIONS:

1. Go to www.firstlab.com.
 - Note: Please do not use a mobile phone device, a desktop or laptop should be used for enrollment as you will need to read and print the Agreement.
2. Click on the "login" drop down.
3. Then click on "PHM Participant Enrollment"



4. Enter the Program Login and Password:
Login ID: CABAR
Password: enroll
5. Fill in the required fields indicated with an * which includes your SSN and credit/debit card account information. Read and electronically sign the Agreement. Then click "Submit".
6. Print and read the enrollment packet in its entirety.
7. You do not need to return any paperwork when enrolling online unless you are using another party's credit/debit card for payment.

-OR-

PAPER ENROLLMENT INSTRUCTIONS:

1. Call FirstLab at toll-free number (800) 732-3784, extension 6005. The hours are as follows:
West Coast office hours: Monday through Friday - 8 AM to 5:00 PM (PST)
East Coast office hours: Monday through Friday - 8 AM to 5:30 PM (EST)
2. You will need to identify yourself to the receptionist as a New Participant from the State Bar of California.
3. The PHM Account Representative will ask you for your Name, Address, Phone, E-mail and SSN.
4. An Enrollment packet with the Application and Agreement will be mailed or e-mailed to you.
5. The original *Application and Payment Form* and *signed Agreement* must be promptly faxed to (215) 396-5613 or e-mail at tsilveira@firstlab.com.

FirstLab MUST have your Application, Payment Form and Agreement on file before you can start testing with this program.

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CLINICAL REFERENCE LABORATORY
8433 QUIVIRA • LENEXA, KANSAS 66215

FIRSTLAB-PROF HEALTH



SPECIMEN ID NO. **2016570004**

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE 88754638-01

A. Client / Provider PH: 215-396-5500 B. MRO Name, Address, Phone and Fax No. MRO6006
 ACCT: FL6. CASB DR JAMES FERGUSON
 STATE BAR OF CA/FIRSTLAB 100 HIGHPOINT DR, SUITE 102
 100 HIGHPOINT DR, STE 102 CHALFONT, PA 18914
 CHALFONT, PA 18914 PH: 215-396-5500
 FX: 215-396-5610 FX: 215-396-5610

C. Donor SSN or Donor I.D. No. _____
 D. Donor Name (F,M,L) _____
 E. Donor ID Verified: Photo ID Emp. Rep. _____
 F. Reason for Test: Pre-employment Random Reasonable Suspicion/Cause Post Accident Promotion
 Return to Duty Follow-up Other (specify) _____

G. Drug Tests to be Performed:
 Option 1 Option 4 Option 7 Option 10
 Option 2 Option 5 Option 8 Option 11
 Option 3 Option 6 Option 9 Option 12

H. Collection Site Name:
 Address: _____ Collector Phone No. _____
 City, St, Zip: _____ Collector Fax No. _____

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? Yes No, enter remark
 Specimen Collection: Split Single None Provided (Enter Remark) Observed (Enter Remark)

REMARKS:

STEP 3: Collector affixes container seal(s) to container(s). Collector dates seal(s). Donor initials. 2016570004

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

I certify that the specimen given to me by the donor identified in the certification section in step 4 of this form was collected, labeled, sealed and released to the Delivery Service noted.

Time and Date of Collection
 Signature of Collector _____ AM PM
 (PRINT) Collector's Name (First, MI, Last) Mo. Day Year / / 20
 SPECIMEN BOTTLE(S) RELEASED TO:
 Fed Ex
 UPS
 Courier Other _____

RECEIVED AT LAB
 Signature of Accessioner _____
 (PRINT) Accessioner's Name (First, MI, Last) Mo. Day Year / / 20
 Primary Specimen Container Seal Intact
 Yes No, enter remarks below.
 SPECIMEN CONTAINER(S) RELEASED TO:

STEP 5: COMPLETED BY DONOR

I consent to have my specimen collected by the named collector, analyzed, including drug analysis, by Clinical Reference Laboratory, Inc., its employees, agents, and/or representatives ("CRL"); and the results of that analysis made available to the above named Company/Employer and/or their designee. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; that each specimen container used was sealed with a tamper-evident seal in my presence; and that the information provided on this form and on the label affixed to each specimen container is correct.

Date of Collection (Mo. Day Year) () / () / 20 X
 Daytime Phone No. _____
 Date of Birth (Mo. Day Year) () / () / _____
 Evening Phone No. _____

CMCN #000152 ©2012 Clinical Reference Laboratory, Inc.

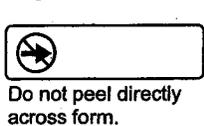
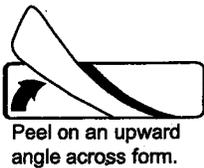


Diagram showing where to place the specimen container seal over the cap. Labels include: PLACE A OVER CAP, PLACE B OVER CAP, and SPLIT.

Barcode A: 2016570004 SPECIMEN ID NO.
 Barcode B: 2016570004 SPECIMEN ID NO. (SPLIT)

Office of Probation MCLE Information Sheet

Orders vary regarding the Minimum Continuing Legal Education (MCLE) requirements, but many orders require similar conditions. Read your requirements closely, and **immediately** ask your Probation Deputy if you have any questions.

1. The Office of Probation generally adheres to, and routinely consults, the MCLE information on the State Bar of California's website: <http://mcle.calbar.ca.gov/MCLE.aspx>. For example, the MCLE you submit must be provided by approved California MCLE providers; they are listed on the website.
2. The State Bar's website defines self-study and participatory. If you are required to do participatory MCLE, self-study courses will not be accepted. If you are required to do "live", you must physically attend the course(s). Unless your order states it is acceptable for you to receive MCLE for courses you teach, the Office of Probation will **NOT** credit such hours to your condition.
3. Generally, your disciplinary requirement is separate from your regular MCLE requirement, and claiming credit for MCLE already applied toward your disciplinary requirements is a violation of the Rules of Procedure of the State Bar, rule 3201.
4. Generally, you will **NOT** receive credit for courses completed before the effective date of your discipline.
5. Generally, you are required to provide "satisfactory evidence" to the Office of Probation. Forward the certificate you receive from any participatory and live courses you take. If you are permitted to take self-study courses, there is **NOT** generally "satisfactory evidence" provided by computer courses. If you listen to CDs and/or watch DVDs, **send a photocopy of each CD and/or DVD along with a statement under penalty of perjury that you listened and/or watched each CD and/or DVD.**
6. Generally, like most of the conditions, the deadline is for you to have your proof of completion of the MCLE received by the Office of Probation, **NOT** for you to have completed the courses.
7. If you may take courses in general legal ethics, the Office of Probation will give credit for courses approved by the State Bar of California in ethics.
8. If you are to take courses in Law Office Management, please note that Law **Office** Management may differ from Law **Practice** Management. Law **Office** Management usually covers issues involved in the day to day running of a law office, which might include calendaring, trust accounting, etc. Law **Practice** Management usually covers issues involved in growing your practice, limiting your liability, etc.
9. It can be difficult to find MCLE in Attorney Client Relations and/or Law Office Management. It can be even more difficult to find live courses in those topics. Plan ahead: begin looking for courses as quickly as possible.
10. Before you spend time and money on a course which may not be applicable to your requirement, you may send a copy of the **provider, course title and information, and course description** to the Office of Probation's Supervising Attorney, Terrie Goldade, for review via mail (to the Office of Probation), fax at (213) 765-1439, or e-mail to terrie.goldade@calbar.ca.gov.
11. Sometimes only a portion of a course may satisfy your requirement. The Office of Probation has not attended all courses by all providers, and so cannot make a reasoned determination as to what portion of a course might be applicable. Accordingly, sometimes a course may not be approved. If a course is borderline, it is more likely to be approved if it relates to your practice and the facts related to your matter. For example, if you had problems in relation to failing to supervise employees, a Law Office Management course relating in part to employee supervision is more likely to be approved for you; it is less likely to be approved for someone who has no employees and/or whose problems were related to, for example, commingling money with client trust account funds.

Like any other condition, if you fail to timely comply with each requirement, you may be referred for non-compliance. A referral can result in the imposition of discipline, with attendant costs.

Revised 06/30/11

00053

MULTISTATE PROFESSIONAL RESPONSIBILITY EXAMINATION (“MPRE”) 2015 Examination Schedule and Information

This document was created as a courtesy by the State Bar of California, Office of Probation.

The State Bar of California does **NOT** administer the MPRE.
**TO REGISTER AND FOR THE MOST RECENT INFORMATION REGARDING MPRE TEST
DATES, DEADLINES, RESOURCES, ETC., YOU MUST CONTACT:**

National Conference of Bar Examiners (“NCBE”)

Website: www.ncbex.org

Test Dates*	Regular Registration Deadline (\$80)*	Late Registration Deadline (\$160)*	Scores Tentatively Released by
Saturday, March 28, 2015	February 5, 2015	February 12, 2015	May 2, 2015
Saturday, August 15, 2015	June 25, 2015	July 2, 2015	September 19, 2015
Saturday, November 7, 2015	September 17, 2015	September 24, 2015	December 12, 2015

1. The MPRE fee for applications received on or before the regular receipt deadline is \$80. The MPRE fee for applications received after the regular receipt deadline but before the late receipt deadline is \$160.
2. To provide proof of successful passage of the MPRE to the Office of Probation, you **MUST**: 1) during registration, select California as the jurisdiction to receive your score report; **AND** 2) send a copy of your score release to the Office of Probation ***on or before your due date***. Failure to comply with these requirements will delay confirming your passage of the MPRE, and it may result in an automatic suspension in probation matters or a non-compliance referral in all other matters.
3. Requests for special accommodations during the examination must be made to the National Conference of Bar Examiners in advance of the examination.

Passing scaled score 86

**Information may change at any time, please check the NCBE's website for current information.*

Revised 01/20/15

00054

Farfan, Maricruz

From: Microsoft Outlook
To: 'TJARNOLD@GMAIL.COM'
Sent: Monday, June 29, 2015 3:40 PM
Subject: Relayed: RE: S225296 (97-C-14742, et al.) Office of Probation's Reminder Letter 06 29 15

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'TJARNOLD@GMAIL.COM' (TJARNOLD@GMAIL.COM) <<mailto:TJARNOLD@GMAIL.COM>>

Subject: RE: S225296 (97-C-14742, et al.) Office of Probation's Reminder Letter 06 29 15

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest

November 19, 2011

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Thursday, July 02, 2015 10:10 AM
To: Farfan, Maricruz
Subject: Tara Jane Arnold

Hello, I have received a letter from you outlining the terms of my probation and a reaching out to you so we can discuss the term deadlines as there are multiple questions I have and want to be sure nothing is missed as I live out of state and timing is important. I would appreciate you contacting me on my cell phone (650) 996-4704 or via this email address. Thank you and I appreciate your attention to this matter.

Regards,

Tara Jane Arnold

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Monday, July 06, 2015 7:57 AM
To: Farfan, Maricruz
Subject: Tara Jane Arnold Wellness Group

Dear Maricruz,

As I mentioned on our phone call last Friday, I would like to continue to attend the Attorney's Wellness Group provided by the Texas State Bar Association in addition to AA. This is the website:
[Phhttp://www.austinbar.org/event/austin-lawyers-wellness-group-8/](http://www.austinbar.org/event/austin-lawyers-wellness-group-8/) Please let me know if this is acceptable.

Tara Jane Arnold

JOIN ([HTTPS://INTUS.AUSTINBAR.ORG/JOIN/](https://intus.austinbar.org/join/)) LOGIN ([HTTPS://INTUS.AUSTINBAR.ORG/LOGIN/](https://intus.austinbar.org/login/))
 RENEW ([HTTPS://INTUS.AUSTINBAR.ORG/RENEW/](https://intus.austinbar.org/renew/)) **AUSTIN BAR ASSOCIATION** (<http://www.austinbar.org/>)
 CLE & EVENTS ([HTTP://WWW.AUSTINBAR.ORG/EVENTS/](http://www.austinbar.org/events/))
 FOR THE PUBLIC ([HTTP://WWW.AUSTINBAR.ORG/FOR-THE-PUBLIC/](http://www.austinbar.org/for-the-public/))
 FOR ATTORNEYS ([HTTP://WWW.AUSTINBAR.ORG/FOR-ATTORNEYS/](http://www.austinbar.org/for-attorneys/))
 YOUNG LAWYERS ([HTTP://WWW.AUSTINBAR.ORG/YOUNG-LAWYERS/](http://www.austinbar.org/young-lawyers/))
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 ABOUT ([HTTP://WWW.AUSTINBAR.ORG/ABOUT-THE-BAR-ASSOCIATION/](http://www.austinbar.org/about-the-bar-association/))

EVENTS

Monday, July 6 | 12:00 pm to 1:00 pm

AUSTIN LAWYERS WELLNESS GROUP

A confidential monthly education group for lawyers, judges and law students seeking help while healing from depression, addiction, job stress, anxiety and other mental health issues.

LOCATION

Austin Bar Association
 816 Congress Ave., Suite 700
 Austin,
 + Google Map
 (http://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=816+Congress+Ave+Suite+700+Austin)



MON
 6
 (<http://www.austinbar.org/events/2015-07-06/>)
 13
 20
 27
 (<http://www.austinbar.org/events/2015-07-27/>) (<http://www.austinbar.org/>)

IMPORTANT DATES

MON **AUSTIN LAWYERS WELLNESS GROUP**
 06 ([HTTP://WWW.AUSTINBAR.ORG/EVENTS/2015-07-06/](http://www.austinbar.org/events/2015-07-06/))
 Monday, July 6 | 12:00 pm to 1:00 pm

WED **CSUSA TEXAS CHAPTER & ENTERTAINMENT AND SPORTS LAW SECTION CLE**
 08 ([HTTP://WWW.AUSTINBAR.ORG/EVENTS/2015-07-08/](http://www.austinbar.org/events/2015-07-08/))
 Wednesday, July 8 | 12:00 pm to 1:30 pm

+ GOOGLE CALENDAR ([HTTP://WWW.GOOGLE.COM/CALENDAR/EVENT?ACTION=TEMPLATE&TEXT=AUSTIN+LAWYERS+WELLNESS+GROUP&DATES=20150706T120000/20150706T130000&SOURCE=S_Q&HL=EN&GEOCODE=&Q=816+CONGRESS+AVE+SUITE+700+AUSTIN](http://www.google.com/calendar/event?action=TEMPLATE&text=Austin+Lawyers+Wellness+Group&dates=20150706T120000/20150706T130000&source=s_q&hl=en&geocode=&q=816+Congress+Ave+Suite+700+Austin))
 + I CAL EXPORT ([HTTP://WWW.AUSTINBAR.ORG/EVENT/AUSTIN-LAWYERS-WELLNESS-GROUP-8/?ICAL=1&TRIBE_DISPLAY=](http://www.austinbar.org/event/austin-lawyers-wellness-group-8/?ical=1&tribe_display=))

ADD TO: Google Calendar (<http://www.google.com/calendar/event?action=TEMPLATE&text=Austin+Lawyers+Wellness+Group&dates=20150706T120000/20150706T130000&details=%3Cp%3EA+confidential+monthly+education%C2%A0+group+for+lawyers%2C+judges+and%C2%A0+law+students+seeking+help+while+healing+from+depression%2C+addiction%2C+job+stress%2C+anxiety+and+other+mental+health+issues.%3C%2Fp%3E&location=816+Congress+Ave.%2C+Suite+700%2C+Austin&sprop=website:http://www.austinbar.org&trp=false>) iCal (http://www.austinbar.org/event/austin-lawyers-wellness-group-8/?ical=1&tribe_display=)

FOR EVENTS BY TYPE

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AYLA Events
(<http://www.austinbar.org/events/category/ayla-events/>)

Foundation Events
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(<http://www.austinbar.org/events/category/free-cles/>)

Ethics Credit CLEs
(<http://www.austinbar.org/events/category/ethics-credit-cle/>)

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All Events (events/)

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Austin Bar Association
816 Congress Avenue, Suite 700
Austin, TX 78701
(512) 472-0279
info@austinbar.org
(<mailto:info@austinbar.org>)

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CAREERS ([HTTP://AUSTINBAR.LEGALSTAFF.COM/COMMON/HOMEPAGE.ASPX?ABBR=AUSTINBAR](http://austinbar.legalstaff.com/common/homepage.aspx?abbr=austinbar))

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([HTTP://WWW.AUSTINBAR.ORG/FOR-ATTORNEYS/](http://www.austinbar.org/for-attorneys/))

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ASSISTANCE PROGRAMS

Explore the assistance programs we have to offer our lawyers.

Additional resources are available throughout the Central Texas community.

TEXAS LAWYERS ASSISTANCE PROGRAM

([HTTP://WWW.TEXASBAR.COM/AM/TEMPLATE.CFM?SECTION=TEXAS_LAWYERS_ASSISTANCE_PROGRAM](http://www.texasbar.com/am/template.cfm?SECTION=TEXAS_LAWYERS_ASSISTANCE_PROGRAM))

ALCOHOL & DRUGS

Austin Drug and Alcohol Abuse Program
(http://alcoholism.about.com/od/tx_tx/qt/tx214.1)

A 24-hour confidential crisis counseling and referral program to help lawyers, law students, and judges with substance abuse and mental health issues.

1-800-343-8527

**JUSTICE MACK KIDD FUND
([HTTP://WWW.AUSTINBAR.ORG/FOR-ATTORNEYS/ASSISTANCE-PROGRAMS/JUSTICE-MACK-KIDD-FUND/](http://www.austinbar.org/for-attorneys/assistance-programs/justice-mack-kidd-fund/))**

The Justice Mack Kidd Fund provides financial assistance for counseling and medical treatment on a short-term basis for Austin attorneys suffering from depression or related illness. The fund resides under the umbrella of the Austin Bar Foundation in cooperation with the Austin Bar Association and Texas Lawyers' Assistance Program in the State Bar of Texas.

To apply, download our Justice Mack Find Fund Application (<http://www.austinbar.org/wp-content/uploads/2014/06/Justice-Mack-Find-Fund-Application.pdf>).

**PCAP ASSISTANCE PROGRAM
([HTTP://WWW.AUSTINBAR.ORG/FOR-ATTORNEYS/PCAP-PROGRAM/](http://www.austinbar.org/for-attorneys/pcap-program/))**

Created in 1996, the Personal Crisis Assistance Program (PCAP) is designed to provide assistance to lawyers who, due to a personal crisis, face the need for temporary financial or practice assistance.

**LAWYERS SUPPORT GROUP
([HTTP://WWW.AUSTINBAR.ORG/EVENT/AUSTIN-LAWYERS-SUPPORT-GROUP/](http://www.austinbar.org/event/austin-lawyers-support-group/))**

The Lawyers Support Group is a confidential monthly education group for lawyers, judges and law students seeking help while healing from depression, addiction, job stress, anxiety and other mental health issues.

Alcoholics Anonymous
(<http://www.aa.org/>)
512-444-0071

Cocaine Anonymous
(<http://www.ca.org/>)
512-479-9327

Narcotics Anonymous
(<http://www.na.org/>)
512-480-0004

Samaritan Center
(<http://www.samaritan-center.org/programs-2/>)
Professional counseling services on a sliding scale.
512-451-7337

Psychiatric Emergency 24-hour Hotline
(<http://www.integralcare.org/content/24-hour-crisis-hotline>)
Provides confidential emergency screening in a psychiatric crisis 24 hours a day, seven days a week.
512-472-HELP (4357)

Austin Bar Association
816 Congress Avenue, Suite 700
Austin, TX 78701
(512) 472-0279
info@austinbar.org
<mailto:info@austinbar.org>

CAREERS ([HTTP://AUSTINBAR.LEAFF.COM/COMMON/HOMEPAGE.ASPX?
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Attest November 19, 2017

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Monday, July 06, 2015 3:19 PM
To: Farfan, Maricruz
Subject: Tara Jane Arnold - First Lab

Ms. Farfan,

I am having an extremely difficult time getting through to First Lab on the number provided. I have called numerous times and am still waiting for a response call. My Probation Letter states I have to provide a lab report by Friday and I have not even received my Enrollment Packet to find out how quickly turn around time is etc. I will continue to call but am quite frustrated and do not know what else I can do or call?

Thank you,

Tara Arnold

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Attest November 19, 2011

By Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Silveira, Tina <TSilveira@FirstLab.com>
Sent: Monday, July 06, 2015 5:02 PM
To: Farfan, Maricruz
Subject: New enrollment

Maricruz,

Hi, I got a call today from Tara Arnold. She had asked for the enrollment information. She will be filling this out tonight so we can get her first test this week.

Can you tell me what test option you want her to have? Also, is she required to call in or will she do the one test per month?

Let me know thanks,

Tina Silveira, Supervisor of Recovery Management Services



O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com / www.firstlab.com

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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Tuesday, July 07, 2015 5:51 PM
To: 'TJ Arnold'
Subject: RE: PHM Participant Online Login Account.

Dear Tara J. Arnold,

Please be reminded that during your required meeting held on July 2, 2015, you were told to contact FirstLab immediately; that you were to commence testing randomly, monthly, and randomly for good cause, beginning with your first monthly lab report due by July 10, 2015. You were told that because it may take a few days to set up a participant in the FirstLab system, that your first monthly lab report may not be received timely; that if the Office of Probation receives your first monthly lab report after the due date, it will be filed late; however, that it was unlikely that the Office of Probation would take any action at this time. Please be reminded that you are to complete all of your conditions by the required due dates. All of your e-mails regarding your efforts and contacts with FirstLab will be included in your probation file.

On July 6, 2015, the Office of Probation contacted FirstLab to inquire about your enrollment. On July 6, 2015, FirstLab notified our office that you contacted FirstLab requesting enrollment information, and that you were going to be filling the enrollment materials so you could get tested this week.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--
Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [<mailto:tjarnold@gmail.com>]
Sent: Tuesday, July 07, 2015 9:19 AM
To: Farfan, Maricruz
Subject: Fwd: PHM Participant Online Login Account.

Hello Ms Farfan,

Below is the confirmation I received from FirstLab. As is apparent it is not active until **July 10th** which is the same day my reporting is due to your office. I have contacted FirstLab about this issue but it appears to be a timing problem. Can you please direct me to the proper procedure to ensure my compliance with my testing?

Thank you,

Tara Arnold

----- Forwarded message -----

From: <phm@firstlab.com>
Date: Mon, Jul 6, 2015 at 7:21 PM
Subject: PHM Participant Online Login Account.
To: tjarnold@gmail.com

PHM Participant Online Login Account

Login: TJArnold
Password: Zeus2014
FirstLab ID 161417
Case ID 161417
You login Account will be activated on 07/10/2015.

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Farfan, Maricruz

From: Microsoft Outlook
To: 'TJ Arnold'
Sent: Tuesday, July 07, 2015 5:52 PM
Subject: Relayed: RE: PHM Participant Online Login Account.

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'TJ Arnold' (tjarnold@gmail.com) <<mailto:tjarnold@gmail.com>>

Subject: RE: PHM Participant Online Login Account.

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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Tuesday, July 07, 2015 6:09 PM
To: TJARNOLD@GMAIL.COM
Subject: RE: Tara Jane Arnold Wellness Group

Dear Tara J. Arnold,

The Alcoholics Anonymous Westlake Group has been **approved** by the Office of Probation for you to attend self-help group meetings. Please be reminded that pursuant to page 10 of your stipulation, you must continue attendance at AA meetings at least twice per week (at least 8 times per month).

In your e-mail below, you stated that attendance at the Recovery Group for Lawyers is part of your 8 required meetings per month. Please be reminded that the Office of Probation cannot give you legal advice. Please refer to your Supreme Court Order, your stipulation, and the Office of Probation's reminder letter dated June 29, 2015. It will be up to you to determine if you are to submit any other proof attendance as required by your disciplinary order. The Office of Probation provided you with information via the reminder letter sent to you, during your required meeting, and by e-mail. If you still need additional explanation and/or assistance, perhaps you should consult counsel.

If you have any other questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [mailto:tjarnold@gmail.com]
Sent: Tuesday, July 07, 2015 1:27 PM
To: Farfan, Maricruz
Subject: Re: Tara Jane Arnold Wellness Group

This is the AA meeting I am attending <http://www.wellness.com/dir/2764440/uncategorized/tx/austin/alcoholics-anonymous---westlake-group#referrer> and I am not clear if I don't have to provide the Recovery group for lawyers in my report as they are part of my 8 required meetings per month? Please let me know if this AA meeting is acceptable as it is specifically set forth AA is on the Probation Report?

Thank you and if you could please respond to my testing query I would appreciate it.

Tara Arnold

On Tue, Jul 7, 2015 at 2:31 PM, Farfan, Maricruz <Maricruz.Farfan@calbar.ca.gov> wrote:

Dear Tara J. Arnold,

As noted in the Office of Probation e-mail below, AA meetings are generally approved; however, you still need to provide for the Office of Probation's written approval, the contact information or website for the AA program you propose to attend for your self-help meetings. Please send it to the Office of Probation immediately.

Please be reminded that you are not required to submit evidence to the Office of Probation of your attendance in the Texas State Bar Addiction Program.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--
Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [mailto:tjarnold@gmail.com]
Sent: Tuesday, July 07, 2015 12:12 PM
To: Farfan, Maricruz
Subject: Re: Tara Jane Arnold Wellness Group

Thank you for your response. I attend the Attorney Wellness group which does counsel us on abstinence and is the program required for the Texas State bar addiction program. In addition I attend AA meetings every week which follows the 12 step program. I will continue to attend both and include evidence of such in my reports monthly on the 10th starting August 10 per your correspondence.

I will appreciate a response on my query regarding the First Lab activating my account as of the 10th and the requirement that I provide a report on that day.

Thank you,

Tara Arnold

On Tue, Jul 7, 2015 at 1:26 PM, Farfan, Maricruz <Maricruz.Farfan@calbar.ca.gov> wrote:

Dear Tara J. Arnold,

Please be advised that based upon the materials you provided for the Texas State Bar Association Attorney's Wellness Group, it does not appear to offer any abstinence based self-help group meetings. Please be reminded that you are to provide for the Office of Probation's approval, the group you propose to attend for self-help group meetings; you mentioned that you attend the Wellness Group as well as AA meetings. Please provide the required information immediately; AA meetings are generally approved.

Regarding your attendance at the Attorney's Wellness Group, if the help/treatment you are receiving is of assistance or benefit to you, you are strongly encouraged to continue attending this program.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct [\(213\) 765-1452](tel:2137651452) | Fax [\(213\) 765-1439](tel:2137651439) | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [<mailto:tjarnold@gmail.com>]

Sent: Monday, July 06, 2015 7:57 AM

To: Farfan, Maricruz

Subject: Tara Jane Arnold Wellness Group

Dear Maricruz,

As I mentioned on our phone call last Friday, I would like to continue to attend the Attorney's Wellness Group provided by the Texas State Bar Association in addition to AA. This is the website:

[Phhttp://www.austinbar.org/event/austin-lawyers-wellness-group-8/](http://www.austinbar.org/event/austin-lawyers-wellness-group-8/) Please let me know if this is acceptable.

Tara Jane Arnold

Farfan, Maricruz

From: Microsoft Outlook
To: TJARNOLD@GMAIL.COM
Sent: Tuesday, July 07, 2015 6:10 PM
Subject: Relayed: RE: Tara Jane Arnold Wellness Group

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TJARNOLD@GMAIL.COM (TJARNOLD@GMAIL.COM) <mailto:TJARNOLD@GMAIL.COM>

Subject: RE: Tara Jane Arnold Wellness Group

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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Wednesday, July 08, 2015 2:19 PM
To: TJARNOLD@GMAIL.COM
Subject: RE: S225296 (97-C-14742, et al.) REQUIRED MEETING RECORD - 07/02/15
Attachments: Arnold Tara PRB MTG 07 02 15.pdf

Dear Tara J. Arnold,

As a courtesy to you, attached for your file is a copy of the Required Meeting Record held by telephone on July 2, 2015. If you believe there is an error, or if you have any questions, please contact me immediately.

The best way to communicate with me is by e-mail.

--
Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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Office of Probation
REQUIRED MEETING RECORD

Case Name: Tara J. Arnold Contact Due Date: July 25, 2015
Case Number: S225296 (97-C-14742, et al.) Contact Date: July 2, 2015
Bar Number: 172917 Meeting Date: July 2, 2015

In Person Meeting (State Bar Offices - LA) **Telephonic Meeting**

Verified Respondent received OP's reminder letter & supporting documents

Discussed conditions of **PROBATION**, requirements and reporting schedule as follows:

1. 9.20 Affidavit **August 4, 2015**
2. Lab Testing - 1) on a random basis; 2) on a monthly basis; and 3) on a random basis for good cause Random and monthly, beginning with report due by **July 10, 2015**
3. Authorization to obtain/disclose medical information **July 25, 2015**
4. Self-Help Group Meetings—attend at least 8 times per month; at least twice a week (page 10 has attendance for 2 years; page 13 does not limit years of attendance) Monthly and Quarterly by the 10th Beginning **August 10, 2015**
5. Quarterly Reports Quarterly, beginning **October 10, 2015**
6. Comply with probation in underlying criminal matter Quarterly, beginning **October 10, 2015**
7. Mental Health Reports—attend at least 4 times per month; at least one time a week Quarterly, beginning **October 10, 2015**
8. 6 hours MCLE in Ethics **June 25, 2016**
9. MPRE **June 25, 2016**
10. Final Report **June 25, 2018**

Notified Respondent that compliance documents must be received by the Office of Probation on or before the due date, **NOT** signed or postmarked on the due date.

Reminded Respondent that the MPRE is offered three times each year, but not all Respondents will have 3 chances to take the MPRE by their particular deadline; that they must have the results reported to the California jurisdiction; AND provide a copy of the test results to the Office of Probation on or before the due date. If no proof of passage is provided by the due date, Respondent will be **automatically suspended** until proof of passage is provided.

Verified Respondent's current mailing address & telephone number
 Same as SB Membership Records address & telephone number
 New or Alternate address/telephone number – Cell (650) 996-4704

Informed Respondent that filing a motion with State Bar Court **prior** to the due date should be considered if unable to meet conditions by the deadlines. A copy of the motion should be served on the Office of Probation.

Notified Respondent that a non-compliance referral will be made if conditions are not met by deadlines, which may result in additional discipline and attendant costs.

Instructed Respondent to contact the Office of Probation if any questions or concerns arise regarding Respondent's disciplinary orders and compliance thereof.

Comments: A courtesy copy of this form sent to respondent at TJARNOLD@GMAIL.COM on 07/08/15

BY: Maricruz Farfan, Probation Deputy

DATE: July 2, 2015

00081

Farfan, Maricruz

From: Microsoft Outlook
To: TJARNOLD@GMAIL.COM
Sent: Wednesday, July 08, 2015 2:19 PM
Subject: Relayed: RE: S225296 (97-C-14742, et al.) REQUIRED MEETING RECORD - 07/02/15

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

TJARNOLD@GMAIL.COM (TJARNOLD@GMAIL.COM) <mailto:TJARNOLD@GMAIL.COM>

Subject: RE: S225296 (97-C-14742, et al.) REQUIRED MEETING RECORD - 07/02/15

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest November 19, 2011

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farran, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Friday, July 10, 2015 11:53 AM
To: Farfan, Maricruz
Subject: Tara Arnold July 2015 & Medial Authorization
Attachments: July 2015 Report - tjarnold@gmail.com - Gmail.html

Ms Farfan,

Attached is the emails explaining (in order) as to why I was not able to test until today because of the delay on FirstLab in getting me my authorization and testing information.

Page 1. The Lab Receipt from today, July 10th which I did this morning.

Pages 2-5. Emails referencing the contact I had with First Lab and responses thereto.

Page . Authorization to Obtain and Disclose Medical Information.

Please confirm receipt.

Tara Arnold

Loading tjarnold@gmail.com...

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is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Friday, July 10, 2015 12:00 PM
To: Farfan, Maricruz
Subject: Fwd: Tara Arnold July 2015 & Medial Authorization
Attachments: July 2015 Report - tjarnold@gmail.com - Gmail.html; TaraArnold10July2015Report.pdf

I wanted to make sure I send in a pdf format to ensure readability. I believe the other might have been html.
Thank you.

----- Forwarded message -----

From: **TJ Arnold** <tjarnold@gmail.com>
Date: Fri, Jul 10, 2015 at 1:52 PM
Subject: Tara Arnold July 2015 & Medial Authorization
To: "Farfan, Maricruz" <maricruz.farfan@calbar.ca.gov>

Ms Farfan,

Attached is the emails explaining (in order) as to why I was not able to test until today because of the delay on FirstLab in getting me my authorization and testing information.

Page 1. The Lab Receipt from today, July 10th which I did this morning.
Pages 2-5. Emails referencing the contact I had with First Lab and responses thereto.
Page . Authorization to Obtain and Disclose Medical Information.

Please confirm receipt.

Tara Arnold



THE STATE BAR
OF CALIFORNIA

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

FAX: (213) 765-1439

PROBATION DEPUTY: (213) 765-1452

http://www.calbar.ca.gov

AUTHORIZATION TO OBTAIN AND DISCLOSE
MEDICAL INFORMATION

I authorize any physician, medical professional, hospital, clinic, the State Bar's Lawyer Assistance Program, or other medical care or medically-related facility having medical record information available as to medical history diagnosis, treatment, prognosis or evaluation with respect to any physical or mental condition and/or treatment of me and other personal or privileged information, to give any or all such information to the State Bar of California, its employees, agents, consultants and/or legal representatives.

I hereby authorize the State Bar's acquisition, use, and/or disclosure of this information only in connection with any of the following, and not for any other purpose: (1) the State Bar's Lawyer Assistance Program or State Bar Court's Program for Respondents with Substance Abuse and/or Mental Health Issues; (2) proceedings in connection with the admission, discipline, resignation or reinstatement of an attorney, the involuntary enrollment of an attorney as an inactive member, probation revocation proceedings, the incapacity of an attorney to attend to his or her practice, and/or the waiver of the attorney's membership fees, (3) a request for waiver of confidentiality of records pursuant to rules 2301 and 2302, Rules of Procedure of the State Bar of California.

Any information obtained will not be released by the State Bar of California to any person or organization except pursuant to paragraph two above, or as may be required by law.

I agree that this authorization shall be valid from the date of its execution until the conclusion of the probationary term or at the conclusion of any proceeding relating to the probation.

I understand that upon request, I have the right to receive a copy of this authorization.

A photographic copy of this authorization shall be valid as the original.

T. Arnold
SIGNATURE

Tara Jane Arnold
PLEASE TYPE OR PRINT NAME

7/6/15
DATE

RECEIVED

JUL 10 2015 (W)

OFFICE OF PROBATION
LOS ANGELES

Revised 01/09/14

00088



SPECIMEN ID NO. **2016570004**

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

A. Client / Provider _____ B. MRO Name, Address, Phone and Fax No. _____

C. Donor SSN or Donor I.D. No. _____

D. Donor Name (F,M,I,L) _____

E. Donor ID Verified: Photo ID Emp. Rep. _____

F. Reason for Test: Pre-employment Random Reasonable Suspicion/Cause Post Accident Promotion
 Return to Duty Follow-up Other (specify) _____

G. Drug Tests to be Performed:

<input type="checkbox"/> Option 1	<input type="checkbox"/> Option 4	<input type="checkbox"/> Option 7	<input type="checkbox"/> Option 10
<input type="checkbox"/> Option 2	<input type="checkbox"/> Option 5	<input type="checkbox"/> Option 8	<input type="checkbox"/> Option 11
<input type="checkbox"/> Option 3	<input type="checkbox"/> Option 6	<input type="checkbox"/> Option 9	<input type="checkbox"/> Option 12

H. Collection Site Name: _____

Address: _____ Collector Phone No. _____

City, St, Zip: _____ Collector Fax No. _____

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? Yes No, enter remark _____

Specimen Collection: Split Single None Provided (Enter Remark) _____ Observed (Enter Remark) _____

REMARKS: _____

STEP 3: Collector affixes container seal(s) to container(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5.

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

2016570004

I certify that the specimen given to me by the donor identified in the certification section in step 4 of this form was collected, labeled, sealed and released to the Delivery Service noted.

<p>Time and Date of Collection</p> <p><input checked="" type="checkbox"/> AM <input type="checkbox"/> PM</p> <p>Signature of Collector _____</p> <p>(PRINT) Collector's Name (First, MI, Last) _____ Mo. / Day / Year _____</p>	<p>SPECIMEN BOTTLE(S) RELEASED TO:</p> <p><input type="checkbox"/> Fed Ex</p> <p><input type="checkbox"/> UPS</p> <p><input type="checkbox"/> Courier <input type="checkbox"/> Other _____</p>
	<p>RECEIVED AT LAB</p> <p><input checked="" type="checkbox"/> _____</p> <p>Signature of Accessioner _____</p> <p>(PRINT) Accessioner's Name (First, MI, Last) _____ Mo. / Day / Year _____</p>

STEP 5: COMPLETED BY DONOR

I consent to have my specimen collected by the named collector, analyzed, including drug analysis, by Clinical Reference Laboratory, Inc., its employees, agents, and/or representatives ("CRL"); and the results of that analysis made available to the above named Company/Employer and/or their designee. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; that each specimen container used was sealed with a tamper-evident seal in my presence; and that the information provided on this form and on the label affixed to each specimen container is correct.

Date of Collection: Mo. / Day / Year _____ () _____ X _____

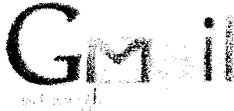
Daytime Phone No. _____ Signature of Donor: _____

Date of Birth: Mo. / Day / Year _____ () _____

Evening Phone No. _____

CMCN #000152 ©2012 Clinical Reference Laboratory, Inc.

PRESS HARD - YOU ARE MAKING MULTIPLE COPIES



TJ Arnold <tjarnold@gmail.com>

Fwd: PHM Participant Online Login Account.

1 message

TJ Arnold <tjarnold@gmail.com>

Tue, Jul 7, 2015 at 9:59 AM

To: TSilveira@firstlab.com

Hi Tina,

Thank you for your help with my enrollment. I have a concern/query because my first lab report is due Friday and this shows my login being effective that day. Do you have any advice to keep me in compliance with my probation?

Thank you, Tara Arnold

----- Forwarded message -----

From: <phm@firstlab.com>

Date: Mon, Jul 6, 2015 at 7:21 PM

Subject: PHM Participant Online Login Account.

To: tjarnold@gmail.com

PHM Participant Online Login Account

Login:	TJArnold
Password:	[REDACTED]
FirstLab ID	161417
Case ID	161417

You login Account will be activated on 07/10/2015.

This message contains information that may be privileged or confidential. It is intended only for the person to whom it is addressed. If you are not the intended recipient, you are not authorized to read, print, retain, copy, disseminate, distribute, or use this message or any part thereof. If you receive this message in error, please notify the sender immediately and delete all copies of this message. This message is protected under U.S. Health Information Portability and Accessibility Act.

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TJ Arnold <tjarnold@gmail.com>

Fwd: PHM Participant Online Login Account.

1 message

TJ Arnold <tjarnold@gmail.com>
To: maricruz.farfan@calbar.ca.gov

Tue, Jul 7, 2015 at 11:19 AM

Hello Ms Farfan,

Below is the confirmation I received from FistLab. As is apparent it is not active until **July 10th** which is the same day my reporting is due to your office. I have contacted FirstLab about this issue but it appears to be a timing problem. Can you please direct me to the proper procedure to ensure my compliance with my testing?

Thank you,

Tara Arnold

----- Forwarded message -----

From: <phm@firstlab.com>
Date: Mon, Jul 6, 2015 at 7:21 PM
Subject: PHM Participant Online Login Account.
To: tjarnold@gmail.com

PHM Participant Online Login Account

Login: TJArnold
Password: XXXXXXXXXX
FirstLab ID 161417
Case ID 161417
You login Account will be activated on 07/10/2015.

This message contains information that may be privileged or confidential. It is intended only for the person to whom it is addressed. If you are not the intended recipient, you are not authorized to read, print, retain, copy, disseminate, distribute, or use this message or any part thereof. If you receive this message in error, please notify the sender immediately and delete all copies of this message. This message is protected under U.S. Health Information Portability and Accessibility Act.

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For more information please visit <http://www.symanteccloud.com>



TJ Arnold <tjarnold@gmail.com>

Tara Arnold- Enrollment Packet Not Received

1 message

TJ Arnold <tjarnold@gmail.com>

Thu, Jul 9, 2015 at 2:20 PM

To: TSilveira@firstlab.com

Hi Tina, I understand your system is down. I spoke with your department and inquired as to when I would receive my enrollment packet. I have received my login info and that my paperwork was all received. I also know that my effective date is tomorrow July 10th however I have not received my enrollment packet and do not have my Program Card which I need to get tested. I am required to submit a Report to my Probation Officer tomorrow. I will be sending her a copy of all of our correspondence as evidence of my compliance with all requirements on my part. Could you please notify me as to when I will receive the enrollment packet and card?

I am sorry about your technical difficulties.

Thank you for your attention to this matter,

Tara Arnold



TJ Arnold <tjarnold@gmail.com>

Pro Med Documents

1 message

Silveira, Tina <TSilveira@firstlab.com>
To: "tjarnold@gmail.com" <tjarnold@gmail.com>

Thu, Jul 9, 2015 at 4:11 PM

Tara,

Hi, attached you will find the sites name, address and hours. They are being set up as we speak. I have activated your account so that you can access the system tomorrow.

The site also included a HIPAA release that you can fill out before going in for the first time.

Tina Silveira, Supervisor of Recovery Management Services



O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com www.firstlab.com

LinkedIn / Facebook / Twitter

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From: Chase [mailto:ccoffield@promedaustin.com]
Sent: Thursday, July 09, 2015 2:00 PM
To: Silveira, Tina
Cc: Chase - Salesforce
Subject: FW: Pro Med Documents

00093

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Attest

November 19, 2011

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Friday, July 10, 2015 2:27 PM
To: Farfan, Maricruz
Subject: Re: Tara Arnold July 2015 & Medial Authorization

Could you please confirm receipt of this document?

On Fri, Jul 10, 2015 at 2:00 PM, TJ Arnold <tjarnold@gmail.com> wrote:
I wanted to make sure I send in a pdf format to ensure readability. I believe the other might have been html.
Thank you.

----- Forwarded message -----

From: **TJ Arnold** <tjarnold@gmail.com>
Date: Fri, Jul 10, 2015 at 1:52 PM
Subject: Tara Arnold July 2015 & Medial Authorization
To: "Farfan, Maricruz" <maricruz.farfan@calbar.ca.gov>

Ms Farfan,

Attached is the emails explaining (in order) as to why I was not able to test until today because of the delay on FirstLab in getting me my authorization and testing information.

Page 1. The Lab Receipt from today, July 10th which I did this morning.
Pages 2-5. Emails referencing the contact I had with First Lab and responses thereto.
Page . Authorization to Obtain and Disclose Medical Information.

Please confirm receipt.

Tara Arnold

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Attest November 19, 2011

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Silveira, Tina <ridventures.notification@securemail1.message-labs.com>
Sent: Tuesday, July 14, 2015 8:00 AM
To: Farfan, Maricruz
Subject: Result

New secure email message from RID Ventures LLC and Firstlab Secure Email

Open Message

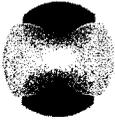
To view the secure message, click Open Message.

The secure message expires on Oct 12, 2015 @ 03:00 PM (GMT).

Do not reply to this notification message; this message was auto-generated by the sender's security system. To reply to the sender, click Open Message.

If clicking Open Message does not work, copy and paste the link below into your Internet browser address bar.

<https://securemail1.message-labs.com/s/e?b=ridventures&>



FIRSTLAB
First in Quality, First in Service

maricruz.farfan@calbar.ca.gov

Received: Jul 14, 2015 8:00 AM
Expires: Oct 12, 2015 8:00 AM
From: tsilveira@firstlab.com
To: maricruz.farfan@calbar.ca.gov
Cc:
Subject: Result

Attachments: casb.pdf

Attached is the result for the newest participant.

Tina Silveira, Supervisor of Recovery Management Services

O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com /www.firstlab.com
LinkedIn / Facebook / Twitter

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Your message is ready to be sent with the following file or link attachments:

casb

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

00098

FIRSTLAB-PROF HEALTH
DR JAMES FERGUSON
100 HIGHPOINT DR
SUITE 102
CHALFONT, PA 18914
PH: (215) 396-5500
COLL. SITE ID: N/S

NAME: ARNOLD, TARA
DOB: N/S
SSN/ID: 563-02-9655
GENDER: N/S
SLIP ID: 2016570004
REF ID: N/S
BRANCH: STATE BAR OF CA/FIRSTLAB

SAMPLE ID: 97437584
COLLECTED: 07/10/15
RECEIVED: 07/11/15
REPORTED: 07/14/15
FAX: (215) 396-5610

REASON FOR TESTING: RANDOM
SAMPLE TYPE: URN SUBSTANCE ABUSE SCRIN

OBSERVED COLLECTION

URINALYSIS

URINALYSIS	RESULT / STATUS	CUTOFF/EXPECTED VALUES
URN CREATININE	106.2	20.0-300.0 mg%
GENERAL OXIDANT	..... NEGATIVE	200 ug/mL
ADULTA-PH	6.3 NORMAL	4.5-8.9

INITIAL TEST

INITIAL TEST	RESULT / STATUS	CUTOFF/EXPECTED VALUES
ETG/ETS	..... NEGATIVE	500 ng/mL
COCAINE METABOLITES	..... NEGATIVE	300 ng/mL
ALCOHOL, URINE	..... NEGATIVE	0.020 g%
AMPHETAMINES (CLASS)	..... NEGATIVE	300 ng/mL
MDMA/MDA (ECSTASY)	..... NEGATIVE	300 ng/mL
BARBITURATES	..... NEGATIVE	300 ng/mL
BENZODIAZEPINES (CEDIA)	..... NEGATIVE	100 ng/mL
MARIJUANA METABOLITE	..... NEGATIVE	50 ng/mL
OPIATES	..... NEGATIVE	300 ng/mL
PHENCYCLIDINE	..... NEGATIVE	25 ng/mL
PROPOXYPHENE/METABOLITE	..... NEGATIVE	300 ng/mL
METHADONE	..... NEGATIVE	300 ng/mL
MEPERIDINE SCREEN, URINE	..... NEGATIVE	100 ng/mL
OXYCODONE/OXYMORPHONE SCRIN,	..... NEGATIVE	300 ng/mL
TRAMADOL	..... NEGATIVE	100 ng/mL

LAB DIRECTOR: DR. DAVID KUNTZ, PHD, DABFT

REPORT CERTIFIED BY DANIEL R. KOLBOW

NOT COMPLIANT

JUL 14 2015 

- Not timely
- Reporting Period Unclear
- Compliance Unclear
- Incorrectly dated
- Other _____

Office of Probation

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Attest

November 19, 2011

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: phm@firstlab.com
Sent: Tuesday, July 14, 2015 7:23 AM
To: Farfan, Maricruz
Subject: State Bar of California Program Online Participant: 161417 Travel Details

PHM Online Participant: Travel Details

Name: T Arnold
FirstLab ID 161417
Case ID 161417
Organization: Call In (ID:4445)
Travel period: From 08/04/2015 to 08/15/2015
Location: Providenciales Turks & Caicos
Reason: vacation
Notes: I will be traveling the entire days on the 4th and 15th to reach destination and return home and will not be available for testing.
Scheduled Test Dates: 8/5/2015

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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Monday, August 03, 2015 1:03 PM
To: 'TJ Arnold'
Subject: RE: S225296 (97-C-14742, et al.) REQUIRED MONTHLY LAB TESTING

Dear Tara J. Arnold,

The Office of Probation was only reminding you about your report; you do not need to send a copy. FirstLab will send your report directly to the Office of Probation.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [<mailto:tjarnold@gmail.com>]
Sent: Saturday, August 01, 2015 6:41 PM
To: Farfan, Maricruz
Subject: Re: S225296 (97-C-14742, et al.) REQUIRED MONTHLY LAB TESTING

Ms. Farfan,

I have called in every day as required for my random testing and complied with all requirements. I also notified FirstLab of my travel plans. I will send my monthly report as required before August 10, 2015 but my understanding is that FirstLab sends the reports directly to you. Do I need to send my report print out from the website?

Thank you,

Tara J Arnold

On Fri, Jul 31, 2015 at 9:06 PM, Farfan, Maricruz <Maricruz.Farfan@calbar.ca.gov> wrote:

Dear Tara J. Arnold,

On July 31, 2015, the Office of Probation left you a voice mail message at your telephone number (650) 996-4704 stating that FirstLab had notified the Office of Probation that you were going to be travelling the first week of August; that the Office of Probation just wanted to remind you that you are still required to go for your regular monthly lab testing; and requested that you return my call.

FirstLab informed the Office of Probation that you will be travelling on Tuesday, August 4, 2015. Again, the Office of Probation would like to remind you that your regular monthly lab report is to be received by the Office of Probation on or before **August 10, 2015**.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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Farfan, Maricruz

From: Microsoft Outlook
To: 'TJ Arnold'
Sent: Monday, August 03, 2015 1:04 PM
Subject: Relayed: RE: S225296 (97-C-14742, et al.) REQUIRED MONTHLY LAB TESTING

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'TJ Arnold' (tjarnold@gmail.com) <<mailto:tjarnold@gmail.com>>

Subject: RE: S225296 (97-C-14742, et al.) REQUIRED MONTHLY LAB TESTING

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is a full, true and correct copy of the original on
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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Silveira, Tina <ridventures.notification@securemail1.message-labs.com>
Sent: Thursday, August 06, 2015 9:38 AM
To: Farfan, Maricruz
Subject: Results

New secure email message from RID Ventures LLC and Firstlab Secure Email

Open Message

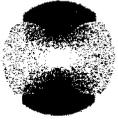
To view the secure message, click Open Message.

The secure message expires on Nov 04, 2015 @ 05:38 PM (GMT).

Do not reply to this notification message; this message was auto-generated by the sender's security system. To reply to the sender, click Open Message.

If clicking Open Message does not work, copy and paste the link below into your Internet browser address bar.

<https://securemail1.message-labs.com/s/e?b=ridventures&>



FIRSTLAB
First In Quality, First in Service

maricruz.farfan@calbar.ca.gov

Received: Aug 6, 2015 9:38 AM
Expires: Nov 4, 2015 9:38 AM
From: tsilveira@firstlab.com
To: maricruz.farfan@calbar.ca.gov
Cc:
Subject: Results

Attachments: CASB.pdf

Tina Silveira, Supervisor of Recovery Management Services

O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com /www.firstlab.com
LinkedIn / Facebook / Twitter

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Your message is ready to be sent with the following file or link attachments:

CASB

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00108

FIRSTLAB-PROF HEALTH
DR JAMES FERGUSON
100 HIGHPOINT DR
SUITE 102
CHALFONT, PA 18914
PH: (215) 396-5500
COLL. SITE ID: N/S

NAME: ARNOLD, TARA J.
DOB: N/S
SSN/ID: 563-02-9655
GENDER: N/S
SLIP ID: 2027489501
REF ID: N/S
BRANCH: STATE BAR OF CA/FIRSTLAB

SAMPLE ID: 97566865
COLLECTED: 08/03/15
RECEIVED: 08/04/15
REPORTED: 08/06/15
FAX: (215) 396-5610

REASON FOR TESTING: RANDOM
SAMPLE TYPE: URN SUBSTANCE ABUSE SCRIN

URINALYSIS	RESULT / STATUS	CUTOFF/EXPECTED VALUES
URN CREATININE	132.2	20.0-300.0 mg%

INITIAL TEST	RESULT / STATUS	CUTOFF/EXPECTED VALUES
ETG/ETS	..... POSITIVE	500 ng/mL

CONFIRMATION	RESULT / STATUS	CUTOFF VALUE
ETG CONFIRMATION	12333 POSITIVE	500 ng/mL

TEST CERTIFIED BY DANIEL R. KOLBOW

ETS CONFIRMATION	2886 POSITIVE	100 ng/mL
------------------	---------------	-----------

TEST CERTIFIED BY DANIEL R. KOLBOW

POSITIVE ETG/ETS TESTS SHOULD BE REVIEWED BY A PHYSICIAN OR MEDICAL REVIEW OFFICER TO EVALUATE FOR THE POSSIBILITY OF ENVIRONMENTAL EXPOSURE TO ETHANOL OR ETHANOL-CONTAINING PRODUCTS.

LAB DIRECTOR: DR. DAVID KUNTZ, PHD, DABFT

REPORT CERTIFIED BY DANIEL R. KOLBOW

NOT COMPLIANT

AUG 06 2015 *(Signature)*

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other *Not reported 10/06/15*
 Office of Probation

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is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest

November 19, 2015

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Friday, August 07, 2015 6:47 AM
To: Farfan, Maricruz
Subject: Fwd: Documentation Scans
Attachments: SCAN0378.JPG; SCAN0379.JPG

Attached is my meeting attendance for July and monthly testing report. Thank you, Tara Jane Arnold

--



STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

A. Client / Provider _____ B. MRO Name, Address, Phone and Fax No. _____

C. Donor SSN or Donor I.D. No. _____

D. Donor Name (F,M,L) FRANK J. WISNIEWSKI

E. Donor ID Verified: Photo ID Emp. Rep. _____

F. Reason for Test: Pre-employment Random Reasonable Suspicion/Cause Post Accident Promotion
 Return to Duty Follow-up Other (specify) _____

G. Drug Tests to be Performed:

<input type="checkbox"/> Option 1	<input type="checkbox"/> Option 4	<input type="checkbox"/> Option 7	<input type="checkbox"/> Option 10
<input type="checkbox"/> Option 2	<input type="checkbox"/> Option 5	<input type="checkbox"/> Option 8	<input type="checkbox"/> Option 11
<input checked="" type="checkbox"/> Option 3	<input type="checkbox"/> Option 6	<input type="checkbox"/> Option 9	<input type="checkbox"/> Option 12

H. Collection Site Name: _____

Address: 3315 S. QUINCY Collector Phone No. 781-441-9021

City, St. Zip: WICHITA, KS 67201 Collector Fax No. 781-441-9022

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F? Yes No, enter remark _____

Specimen Collection: Split Single None Provided (Enter Remark) _____ Observed (Enter Remark) _____

REMARKS:

STEP 3: Collector affixes container seal(s) to container(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

2027489501

I certify that the specimen given to me by the donor identified in the certification section in step 4 of this form was collected, labeled, sealed and released to the Delivery Service noted.

Time and Date of Collection _____

X _____ AM PM

Signature of Collector _____

(PRINT) Collector's Name (First, MI, Last) _____ Mo. Day Year _____

SPECIMEN BOTTLE(S) RELEASED TO:

Fed Ex UPS Courier Other _____

RECEIVED AT LAB

X _____

Signature of Accessioner _____

(PRINT) Accessioner's Name (First, MI, Last) _____ Mo. Day Year _____

Primary Specimen Container Seal Intact Yes No, enter remarks below _____

SPECIMEN CONTAINER(S) RELEASED TO: _____

STEP 5: COMPLETED BY DONOR

I consent to have my specimen collected by the named collector, analyzed, including drug analysis, by Clinical Reference Laboratory, Inc., its employees, agents, and/or representatives ("CRL"); and the results of that analysis made available to the above named Company/Employer and/or their designee. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; that each specimen container used was sealed with a tamper-evident seal in my presence; and that the information provided on this form and on the label affixed to each specimen container is correct.

Date of Collection 8/3/20 (_____) _____ X _____

Mo. Day Year _____ Daytime Phone No. _____ Signature of Donor _____

Date of Birth _____ (_____) _____

Mo. Day Year _____ Evening Phone No. _____

PRESS HARD - YOU ARE MAKING MULTIPLE COPIES

one 10th/mon
July

SELF-HELP GROUP MEETINGS ATTENDANCE LOG

At least 8x per month; attendance to start July 2015

(Please make sufficient copies of this report to use for all your filings)

NAME: Tara J. Arnold CASE NO: S225296 (97-C-14742, et al.) MONTH/YEAR: July 2015

DATE	TIME	MEETING NAME	MEETING STREET ADDRESS	MEETING CITY & ZIP CODE	MEETING PHONE #	SIGNATURE OF AUTHORIZED PERSON
7/6/15	Noon	Austin Juvy Wellness	816 Corcoran	Austin TX 78746	512-427-1453	Cameron
7/7/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	Jeanne
7/9/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	C. Whit
7/13/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	G. Willic
7/14/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	G. Willic
7/16/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	C. Whit
7/21/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	J. Willic
7/28/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	G. Willic
7/30/15	Noon	Westlake AA	2525 Wallingwood	Austin TX 78746	512 327 9927	Jeanne

I have abstained from the use of any alcoholic beverages, and I have not used or possessed any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription.

COMPLIANT

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATE: 7/31/15
(actual date of signature)

SIGNATURE: Tara J. Arnold
Office of Probation Tara J. Arnold

THE REPORT MUST BE RECEIVED BY THE OFFICE OF PROBATION BY THE 10TH DAY OF EACH MONTH FOR THE PREVIOUS MONTH'S ATTENDANCE AND QUARTERLY BY THE 10TH DAY OF EACH QUARTER; KEEP A COPY FOR YOUR FILE.

00113

This document to which this certificate is attached,
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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Silveira, Tina <ridventures.notification@securemail1.message-labs.com>
Sent: Thursday, August 13, 2015 5:16 PM
To: Farfan, Maricruz
Subject: corrected result

New secure email message from RID Ventures LLC and Firstlab Secure Email

Open Message

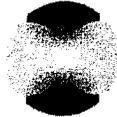
To view the secure message, click Open Message.

The secure message expires on Nov 12, 2015 @ 01:15 AM (GMT).

Do not reply to this notification message; this message was auto-generated by the sender's security system. To reply to the sender, click Open Message.

If clicking Open Message does not work, copy and paste the link below into your Internet browser address bar.

<https://securemail1.message-labs.com/s/e?b=ridventures&>



FIRST LAB
First in Quality, First in Service

maricruz.farfan@calbar.ca.gov

Received: Aug 13, 2015 5:15 PM
Expires: Nov 11, 2015 5:15 PM
From: tsilveira@firstlab.com
To: maricruz.farfan@calbar.ca.gov
Cc:
Subject: corrected result

Attachments: casb.pdf

Tina Silveira, Supervisor of Recovery Management Services

O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com /www.firstlab.com
LinkedIn / Facebook / Twitter

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casb

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00116

FIRSTLAB-PROF HEALTH
DR JAMES FERGUSON
100 HIGHPOINT DR
SUITE 102
CHALFONT, PA 18914
PH: (215) 396-5500
COLL. SITE ID: N/S

NAME: ARNOLD, TARA J.
DOB: N/S
SSN/ID: 563-02-9655
GENDER: N/S
SLIP ID: 2027489501
REF ID: N/S
BRANCH: STATE BAR OF CA/FIRSTLAB

SAMPLE ID: 97566865
COLLECTED: 08/03/15
RECEIVED: 08/04/15
REPORTED: 08/13/15
FAX: (215) 396-5610

REASON FOR TESTING: RANDOM
SAMPLE TYPE: URN SUBSTANCE ABUSE SCRIN

** AMENDED REPORT **

URINALYSIS	RESULT / STATUS	CUTOFF/EXPECTED VALUES
URN CREATININE	132.2	20.0-300.0 mg%
GENERAL OXIDANT	..... NEGATIVE	200 ug/mL
ADULTA-PH	5.8 NORMAL	4.5-8.9

INITIAL TEST	RESULT / STATUS	CUTOFF/EXPECTED VALUES
ETG/ETS	..... POSITIVE	500 ng/mL
COCAINE METABOLITES	..... NEGATIVE	300 ng/mL
ALCOHOL, URINE	..... NEGATIVE	0.020 g%
AMPHETAMINES (CLASS)	..... NEGATIVE	300 ng/mL
MDMA/MDA (ECSTASY)	..... NEGATIVE	300 ng/mL
BARBITURATES	..... NEGATIVE	300 ng/mL
BENZODIAZEPINES (CEDIA)	..... NEGATIVE	100 ng/mL
MARIJUANA METABOLITE	..... NEGATIVE	50 ng/mL
OPIATES	..... NEGATIVE	300 ng/mL
PHENCYCLIDINE	..... NEGATIVE	25 ng/mL
PROPOXYPHENE/METABOLITE	..... NEGATIVE	300 ng/mL
METHADONE	..... NEGATIVE	300 ng/mL
MEPERIDINE SCREEN, URINE	..... NEGATIVE	100 ng/mL
OXYCODONE/OXYMORPHONE SCRIN,	..... NEGATIVE	300 ng/mL
TRAMADOL	..... NEGATIVE	100 ng/mL

NOT COMPLIANT

AUG 13 2015 (M)

Not timely Reporting Period Unclear
 Compliance Unclear Incorrectly dated
 Other tested positive for ETS
Office of Probation

13-Aug-2015

CL: Reference Laboratory
CLIA #17D2 63, SAMHSA #0007, CAP #30211-0

07:30

FIRSTLAB-PROF HEALTH
DR JAMES FERGUSON

NAME: ARNOLD, TARA J.
DOB: N/S

SAMPLE ID: 97566865
COLLECTED: 08/03/15

CONFIRMATION

RESULT / STATUS

CUTOFF VALUE

ETG CONFIRMATION

12333 POSITIVE

500 ng/mL

TEST CERTIFIED BY DANIEL R. KOLBOW

ETS CONFIRMATION

2886 POSITIVE

100 ng/mL

TEST CERTIFIED BY DANIEL R. KOLBOW

POSITIVE ETG/ETS TESTS SHOULD BE REVIEWED BY A PHYSICIAN OR MEDICAL REVIEW OFFICER TO EVALUATE FOR THE POSSIBILITY OF ENVIRONMENTAL EXPOSURE TO ETHANOL OR ETHANOL-CONTAINING PRODUCTS.

LAB DIRECTOR: DR. DAVID KUNTZ, PHD, DABFT

REPORT CERTIFIED BY DANIEL R. KOLBOW

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest

November 19, 2011

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

00119

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Monday, August 17, 2015 5:20 PM
To: 'JARNOLD@GMAIL.COM'
Subject: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE NOTICE

Dear Tara J. Arnold,

On August 6, 2015, the Office of Probation received a lab report with your test results for Ethyl Glucuronide ("EtG") and Ethyl Sulfate ("EtS"). This report is not compliant because it did not have the Office of Probation's required observed, 10 panel and EtG test results. On August 13, 2015, the Office of Probation received a lab report showing test results for the 10 panel and EtG; however, this report is not compliant because it did not confirm your test was observed. The Office of Probation has requested FirstLab to send written confirmation that the test was observed. If the test was not observed, the report will not be filed.

Additionally, the lab report showed that you tested positive for EtG/EtS. If you dispute the test results, you may wish to contact FirstLab's Medical Review Officer ("MRO") immediately. If you do so and if the MRO determines that the results are valid (or if you do not contact the MRO), you will be in violation of your Supreme Court Order and you may face a non-compliance referral, which could result in additional discipline and attendant costs.

Furthermore, page 2 of the Office of Probation's reminder letter dated June 29, 2015, noted the following:

If you are going to travel, have court obligations, be hospitalized, etc., **plan ahead**. Contact FirstLab to determine if there is FirstLab facility in that area so you can be tested. If you think that you will not be able to be tested during the correct time period, or when you may be randomly tested, you **must** file a motion AND OBTAIN AN ORDER permitting an amendment to your conditions BEFORE you unilaterally "change" (violate) your condition. **The Office of Probation has no authority to modify your conditions.**

Did you contact FirstLab to check if they had a lab facility abroad or did you file a motion with State Bar Court to modify your testing requirement? We have no record of such.

Please be reminded that the Office of Probation cannot give you legal advice.

On August 12, 2015, the Office of Probation received an inaudible voice mail message from you.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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Farfan, Maricruz

From: Microsoft Outlook
To: 'JARNOLD@GMAIL.COM'
Sent: Monday, August 17, 2015 5:20 PM
Subject: Relayed: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE NOTICE

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'JARNOLD@GMAIL.COM' (JARNOLD@GMAIL.COM) <<mailto:JARNOLD@GMAIL.COM>>

Subject: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE NOTICE

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is a full, true and correct copy of the original on
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Attest November 19, 2015

By Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: TJ Arnold <tjarnold@gmail.com>
Sent: Friday, September 04, 2015 3:47 PM
To: Farfan, Maricruz
Subject: Re: Probation of Tara Arnold

There should be no additional costs which I will protest as I am leaving the program.

On Fri, Sep 4, 2015 at 5:23 PM, Farfan, Maricruz <Maricruz.Farfan@calbar.ca.gov> wrote:

Dear Tara J. Arnold,

Thank you for letting us know. Due to your non-compliance, the Office of Probation will be preparing a referral, which could result in additional discipline and attendant costs.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct [\(213\) 765-1452](tel:(213)765-1452) | Fax [\(213\) 765-1439](tel:(213)765-1439) | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [<mailto:tjarnold@gmail.com>]
Sent: Friday, August 28, 2015 8:24 AM
To: Farfan, Maricruz
Subject: Probation of Tara Arnold

Hi Ms. Maricruz,

I have decided that the provisions of my Probation are too cumbersome in my commitments to my family. I have remained sober and also continued my therapy and meetings of my own intention. However the daily call-in has made it impossible to travel for work or familial obligations.

I understand this will have repercussions and have discussed them with my attorney and family.

Thank you,

Tara Jane Arnold

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Attest November 19 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Silveira, Tina <TSilveira@FirstLab.com>
Sent: Monday, September 14, 2015 5:38 PM
To: Farfan, Maricruz
Subject: RE: account update

Thank you, we have closed her account

Tina Silveira, Supervisor of Recovery Management Services



O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com / www.firstlab.com
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From: Farfan, Maricruz [<mailto:Maricruz.Farfan@calbar.ca.gov>]
Sent: Friday, September 11, 2015 1:02 PM
To: Silveira, Tina
Subject: RE: account update

Good afternoon,

Thank you so much for letting us know about respondent's voice mail message.

In regard to closing this respondent's account, please note that the Office of Probation does not make that decision on behalf of any respondent. This is up to respondent and FirstLab.

Thank you so much for your assistance!! We really appreciate your time!!

--
Maricruz Farfan | Probation Deputy | Office of Probation
[The State Bar of California](#) | 845 S. Figueroa St. | Los Angeles, CA 90017
Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: Silveira, Tina [<mailto:TSilveira@FirstLab.com>]
Sent: Wednesday, September 09, 2015 3:25 PM
To: Farfan, Maricruz
Subject: account update

Maricruz,

Hi, I wanted to let you know that Tara Arnold left me a message that she was not going to do a retest or do the MRO review.

She has also asked that her account be closed.

Let me know if this is ok.

Thanks,

Tina Silveira, Supervisor of Recovery Management Services



O 800.732.3784 ext. 6005 D 215.396.5500 ext. 6005 F 215.396.5613

tsilveira@firstlab.com / www.firstlab.com

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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California



**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

PROBATION FAX: (213) 765-1439

MARICRUZ FARFAN: (213) 765-1452

Maricruz.Farfana@calbar.ca.gov

http://www.calbar.ca.gov

By regular mail and e-mail at: TJARNOLD@GMAIL.COM

November 13, 2015

**OFFICE OF PROBATION
ADDRESS VERIFIED
November 13, 2015**

Tara J. Arnold
466 Cortona Cove
Austin, TX 78746

BY: _____

In Re S225296 (97-C-14742, et al.

In the Matter of: **Tara J. Arnold**

Dear Tara J. Arnold:

As you are aware, you were ordered to comply with specific terms and conditions of your probation imposed by the Supreme Court which became effective **June 25, 2015**.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

CONDITION	DUE DATE	COMPLETED	COMMENTS
CALL AND SCHEDULE REQUIRED MEETING	July 25, 2015	July 2, 2015	
HELD MEETING	As scheduled	July 2, 2015	
WAIVER	July 25, 2015	July 10, 2015	
9.20 AFFIDAVIT	August 4, 2015	June 22, 2015	
LAB REPORTS 1) random; 2) monthly; and 3) random for good cause	Monthly by the 10th July 10, 2015 August 10, 2015 September 10, 2015 October 10, 2015 November 10, 2015 Random scheduled August 17, 2015	July 14, 2015 August 13, 2015	Late Tested positive for EtG/EtS Not completed Not completed Not completed Not completed
AA MEETINGS Stip Page 10-2x/wk for 2years Stip Page 13-8x/mo no limit	Monthly & quarterly; August 10, 2015 September 10, 2015 October 10, 2015 November 10, 2015	August 7, 2015	Not filed Not filed Not filed

CONDITION	DUE DATE	COMPLETED	COMMENTS
QUARTERLY REPORTS	Quarterly; beginning October 10, 2015		Not filed
REPORT COMPLIANCE WITH UNDERLYING PROBATION CRIMINAL MATTER	Quarterly; beginning October 10, 2015		Not filed
MH REPORTS – 2 years Stip Page 10-weekly sessions Stip Page 14-4x/mo 1time/wk	Quarterly; beginning October 10, 2015		Not filed

On August 13, 2015, the Office of Probation received a lab report showing that you tested positive for test results for Ethyl Glucuronide (“EtG”) and Ethyl Sulfate (“EtS”). One of your requirements of your Supreme Court Order requires you to abstain from the use of any alcoholic beverages, and you are not to use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription

As you know, you were to call FirstLab on a daily basis to check if you were required to get tested that day. FirstLab notified the Office of Probation that you were travelling from August 4, 2015 to August 15, 2015. FirstLab also notified the Office of Probation that you did not call in August 16, 2015, and that you missed a random lab test that was scheduled for August 17, 2015.

On August 17, 2015, the Office of Probation sent you a Non-Compliance Notice at your e-mail address. Said notice reminded you, among other things, that on August 13, 2015, the Office of Probation had received a lab report showing that you tested positive for EtG and EtS; that if you disputed the test results, you could contact FirstLab’s Medical Review Officer (“MRO”) immediately; that if you did not do so, and, that if the MRO determined that the results were valid (or if you did not contact the MRO), you would be in violation of your Supreme Court Order and could face a non-compliance referral, which may result in additional discipline and attendant costs.

On August 26, 2015, FirstLab notified the Office of Probation that you did not call into FirstLab from August 18, 2015 through August 26, 2015.

On August 28, 2015, you sent an e-mail to the Office of Probation stating that you had decided that the provisions of your probation were too cumbersome with your commitments to your family; that you had remained sober and had continued your therapy and meetings of your own intention; that the daily call-in had made it impossible to travel for work or familial obligations; and that you understood this will have repercussions and had discussed them with your attorney and family.

On September 4, 2015, the Office of Probation sent you an e-mail stating that due to your non-compliance, the Office of Probation was going to be preparing a referral, which could result in additional discipline and attendant costs.

On September 4, 2015, you sent an e-mail to the Office of Probation stating that there should be no additional costs which you would protest as you were “leaving the program.”

Tara J. Arnold
S225296 (97-C-14742, et al.)
November 13, 2015
Page 3

Please note that the costs are assessed pursuant to Business and Professions Code section 6086.10. See costs printout attached.

On September 9, 2015, FirstLab notified the Office of Probation that you left a voice mail message stating that you: 1) were not going to get re-tested; 2) were not going to request an MRO review of your positive test results; and 3) requested FirstLab to close your account.

Due to your non-compliance with the terms and conditions of your Supreme Court Order, you are now being referred. Please note that even after you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral.

Please note that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will **never** be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

As noted the Office of Probation's reminder letter dated June 29, 2015, *if for any reason, you cannot timely comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, you must file a motion with the State Bar Court. See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

If have any questions regarding this matter, please contact me at Maricruz.farfan@calbar.ca.gov.

Sincerely,



Maricruz Farfan
Probation Deputy

/mf

Enc. Discipline Costs

00131

Discipline Costs - 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

For matters filed on or after January 1, 2015, the costs assessed are as follows:

Original Proceedings (Stage at which the matter settles)	Cost Assessment
Matters that go in Default	\$4,451
Matters that Settle Prior to Filing of a Notice of Disciplinary Charges	\$3,066
Matters that Settle during first 120 days of proceeding	\$3,584
Matters that Settle before Pretrial Statement is filed	\$5,680
Matters that Settle before trial but after Pretrial Statement is filed	\$7,431
Matters that proceed to a One-day trial	\$7,431
Matters that proceed to a Multi-day trial	\$16,758
Matters that proceed to the Review Department	\$20,499

Conviction Referrals (Stage at which the matter settles)	Cost Assessment
Matters that go into Default	\$3,003
Matters that Settle during the first 120 days of proceeding	\$2,507
Matters that Settle before Pretrial Statement is filed	\$5,378
Matters that Settle before trial but after Pretrial Statement is filed	\$7,059
Matters that proceed to a One-day trial	\$7,059
Matters that proceed into a Multi-day trial	\$12,854
Matters that proceed to the Review Department	\$18,375

Other Matters	Cost Assessment
Probation Revocation Proceedings	\$2,401
Rule 9.20 Proceedings	\$2,549

Additional Costs (as appropriate)	Cost Assessment
Each investigation matter over one	\$978
Each resignation	\$137
Consolidation cost equal to the minimum cost for the consolidated case type	
Transcript costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(1))	
Taxable costs incurred by the Office of the Chief Trial Counsel (BPC § 6086.10(b)(2))	

¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Friday, November 13, 2015 4:55 PM
To: TJARNOLD@GMAIL.COM
Subject: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE Letter
Attachments: Arnold Tara NON COMPLIANCE letter.pdf

Dear Tara J. Arnold,

Please refer to the attached Office of Probation's letter being sent to you at your Membership Records address and by e-mail as a courtesy.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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**THE STATE BAR
OF CALIFORNIA**

845 SOUTH FIGUEROA STREET, LOS ANGELES, CALIFORNIA 90017-2515

OFFICE OF PROBATION

Terrie Goldade, Supervising Attorney (213) 765-1494

TELEPHONE: (213) 765-1000

PROBATION FAX: (213) 765-1439

MARICRUZ FARFAN: (213) 765-1452

Maricruz.Farfana@calbar.ca.gov

http://www.calbar.ca.gov

By regular mail and e-mail at: TJARNOLD@GMAIL.COM

November 13, 2015

**OFFICE OF PROBATION
ADDRESS VERIFIED
November 13, 2015**

Tara J. Arnold
466 Cortona Cove
Austin, TX 78746

BY: _____

In Re S225296 (97-C-14742, et al.)

In the Matter of: Tara J. Arnold

Dear Tara J. Arnold:

As you are aware, you were ordered to comply with specific terms and conditions of your probation imposed by the Supreme Court which became effective **June 25, 2015**.

The following chart summarizes your compliance and non-compliance with the conditions of your probation to date:

CONDITION	DUE DATE	COMPLETED	COMMENTS
CALL AND SCHEDULE REQUIRED MEETING	July 25, 2015	July 2, 2015	
HELD MEETING	As scheduled	July 2, 2015	
WAIVER	July 25, 2015	July 10, 2015	
9.20 AFFIDAVIT	August 4, 2015	June 22, 2015	
LAB REPORTS 1) random; 2) monthly; and 3) random for good cause	Monthly by the 10th July 10, 2015 August 10, 2015 September 10, 2015 October 10, 2015 November 10, 2015 Random scheduled August 17, 2015	July 14, 2015 August 13, 2015	Late Tested positive for EtG/EtS Not completed Not completed Not completed Not completed
AA MEETINGS Stip Page 10-2x/wk for 2years Stip Page 13-8x/mo no limit	Monthly & quarterly; August 10, 2015 September 10, 2015 October 10, 2015 November 10, 2015	August 7, 2015	Not filed Not filed Not filed

CONDITION	DUE DATE	COMPLETED	COMMENTS
QUARTERLY REPORTS	Quarterly; beginning October 10, 2015		Not filed
REPORT COMPLIANCE WITH UNDERLYING PROBATION CRIMINAL MATTER	Quarterly; beginning October 10, 2015		Not filed
MH REPORTS – 2 years Stip Page 10-weekly sessions Stip Page 14-4x/mo 1time/wk	Quarterly; beginning October 10, 2015		Not filed

On August 13, 2015, the Office of Probation received a lab report showing that you tested positive for test results for Ethyl Glucuronide (“EtG”) and Ethyl Sulfate (“EtS”). One of your requirements of your Supreme Court Order requires you to abstain from the use of any alcoholic beverages, and you are not to use or possess any narcotics, dangerous or restricted drugs, controlled substances, marijuana, or associated paraphernalia, except with a valid prescription

As you know, you were to call FirstLab on a daily basis to check if you were required to get tested that day. FirstLab notified the Office of Probation that you were travelling from August 4, 2015 to August 15, 2015. FirstLab also notified the Office of Probation that you did not call in August 16, 2015, and that you missed a random lab test that was scheduled for August 17, 2015.

On August 17, 2015, the Office of Probation sent you a Non-Compliance Notice at your e-mail address. Said notice reminded you, among other things, that on August 13, 2015, the Office of Probation had received a lab report showing that you tested positive for EtG and EtS; that if you disputed the test results, you could contact FirstLab’s Medical Review Officer (“MRO”) immediately; that if you did not do so, and, that if the MRO determined that the results were valid (or if you did not contact the MRO), you would be in violation of your Supreme Court Order and could face a non-compliance referral, which may result in additional discipline and attendant costs.

On August 26, 2015, FirstLab notified the Office of Probation that you did not call into FirstLab from August 18, 2015 through August 26, 2015.

On August 28, 2015, you sent an e-mail to the Office of Probation stating that you had decided that the provisions of your probation were too cumbersome with your commitments to your family; that you had remained sober and had continued your therapy and meetings of your own intention; that the daily call-in had made it impossible to travel for work or familial obligations; and that you understood this will have repercussions and had discussed them with your attorney and family.

On September 4, 2015, the Office of Probation sent you an e-mail stating that due to your non-compliance, the Office of Probation was going to be preparing a referral, which could result in additional discipline and attendant costs.

On September 4, 2015, you sent an e-mail to the Office of Probation stating that there should be no additional costs which you would protest as you were “leaving the program.”

Tara J. Arnold
S225296 (97-C-14742, et al.)
November 13, 2015
Page 3

Please note that the costs are assessed pursuant to Business and Professions Code section 6086.10. See costs printout attached.

On September 9, 2015, FirstLab notified the Office of Probation that you left a voice mail message stating that you: 1) were not going to get re-tested; 2) were not going to request an MRO review of your positive test results; and 3) requested FirstLab to close your account.

Due to your non-compliance with the terms and conditions of your Supreme Court Order, you are now being referred. Please note that even after you are referred, you are **STILL REQUIRED TO TIMELY COMPLY** with all probation conditions in this matter. Additional violations may be subject to a separate non-compliance referral.

Please note that LATE completion, submission, or filing of proof/documents, does not mean you are in compliance. You will **never** be in compliance because being even one day late means that you are not in compliance with the terms and conditions of your probation.

As noted the Office of Probation's reminder letter dated June 29, 2015, *if for any reason, you cannot timely comply with the terms and conditions of the discipline imposed, and to avoid a non-compliance referral, you must file a motion with the State Bar Court.* See rules 5.162 and 5.300, et seq., Rules of Procedure of the State Bar of California. A copy of the motion must be served upon the Office of Probation. *The Office of Probation does not have the authority to extend compliance due dates or modify the terms and conditions of your probation.*

If have any questions regarding this matter, please contact me at Maricruz.farfan@calbar.ca.gov.

Sincerely,



Maricruz Farfan
Probation Deputy

/mf

Enc. Discipline Costs

00137

Disciplinary Costs - 2015

Effective January 1, 2015.

Pursuant to action by the State Bar's governing board in January 2011 and May 2012, the costs assessed for disciplinary matters are adjusted annually to account for changes in labor and other resource costs. The adjustment is calculated by combining 40% of the year-on-year percentage change in the Consumer Price Index¹ with 60% of the annual percentage change in the Employment Cost Index for Management, Professional and Related Occupations². For 2015, the adjustment is an increase of 2.47%.

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¹ Specifically, the December-to-December change in U.S. Bureau of Labor Statistics series CUURA422SA0.

² Specifically, the Q4-to-Q4 change in U.S. Bureau of Labor Statistics series CIU20100001000001.

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is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest

November 19, 2015

By

Maricruz Farfan

Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

00140

This document to which this certificate is attached,
is a full, true and correct copy of the original on
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Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California

Farfan, Maricruz

From: Farfan, Maricruz
Sent: Thursday, November 19, 2015 12:05 PM
To: 'tjarnold@gmail.com'
Subject: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE Letter

Dear Tara J. Arnold,

Please note that the Court imposes discipline costs, not the Office of Probation. The spreadsheet provided to you sets forth **new** disciplinary costs which could be imposed as a result of any prosecution for your probation violations resulting in a new discipline matter.

Please be reminded that the Office of Probation cannot give you legal advice. If you still need additional explanation and/or assistance, perhaps you should consult counsel.

--

Maricruz Farfan | Probation Deputy | Office of Probation
The State Bar of California | 845 S. Figueroa St. | Los Angeles, CA 90017
Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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From: TJ Arnold [<mailto:tjarnold@gmail.com>]
Sent: Friday, November 13, 2015 6:52 PM
To: Farfan, Maricruz
Subject: Re: S225296 (97-C-14742, et al.) NON-COMPLIANCE Letter

Maricruz, I continue to be in attendance of all my sobriety and have been ever since 2014. I am not understanding why I should be applied additional fees as I have already paid First Lab for the times I went and I still owe all court fees. I should not owe anything else as I have already incurred enough expense in addition to suspension of my license. Please explain. This spread sheet does nothing to explain this expense. Tara Arnold

On Fri, Nov 13, 2015 at 6:55 PM, Farfan, Maricruz <Maricruz.Farfan@calbar.ca.gov> wrote:

Dear Tara J. Arnold,

Please refer to the attached Office of Probation's letter being sent to you at your Membership Records address and by e-mail as a courtesy.

If you have any questions, please let me know. The best way to communicate with me is by e-mail.

--

Maricruz Farfan | Probation Deputy | Office of Probation

The State Bar of California | 8400 Figueroa St. | Los Angeles, CA 90017

Direct (213) 765-1452 | Fax (213) 765-1439 | Maricruz.Farfan@calbar.ca.gov

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Farfan, Maricruz

From: Microsoft Outlook
To: 'tjarnold@gmail.com'
Sent: Thursday, November 19, 2015 12:05 PM
Subject: Relayed: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE Letter

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

'tjarnold@gmail.com' (tjarnold@gmail.com) <<mailto:tjarnold@gmail.com>>

Subject: RE: S225296 (97-C-14742, et al.) NON-COMPLIANCE Letter

[Faint, illegible text, likely a signature or header area]

This document to which this certificate is attached,
is a full, true and correct copy of the original on
file and of record in the Office of Probation.



Attest November 19, 2015

By Maricruz Farfan
Maricruz Farfan, Probation Deputy
State Bar of California, Office of Probation
Los Angeles, California